

whole expenso of the establishment of the said Bank shall not, in any one year, exceed 60,000 Rupees, without authority from the General Meeting of the Proprietors.

XXIV. And it is hereby enacted, that no person who shall hold the office of Secretary, Treasurer, Head Accountant, or Head Shroff of the Bank of Bombay, shall engage in any other Commercial business, either on his own account, or as Agent for any other person or persons, or act as a Broker for the sale or purchase of Government Securities, and that every person appointed to any one or more of the said offices shall give security to the Directors for the faithful discharge of his duty, in the sum of 50,000 Rupees.

XXV. And it is hereby enacted, that the said Bank of Bombay shall not be engaged in any kind of business, except the kind of business hereafter specified, that is to say :

- 1st The discounting of negotiable Securities.
- 2d The keeping of Cash Accounts, including the realization of Dividends and Interest on Government Securities to the credit of constituents of the Bank.
- 3 Buying and selling of Bills of Exchange payable in India.
- 4 The lending of Money on short loans.
- 5 The buying and selling of Bullion.
- 6 The receiving of deposits.
- 7 The issuing and circulating of Cash-Notes and Bank Post Bills.
- 8 The selling of property or Securities deposited in the Bank as Security for loans and not redeemed, or of property or Securities recovered by the Bank in satisfaction of debts and claims.

XXVI. And it is hereby enacted, that the Directors of the said Bank shall discount no negotiable Security, and make no loan, unless the amount of Cash in possession of the said Bank, and immediately available, shall be equal to at least one-fourth of all the claims against the said Bank outstanding for the time being and payable on demand.

XXVII. And it is hereby enacted, that the Directors of the said Bank of Bombay shall not discount any negotiable Securities which shall have a longer period to run than three months, or lend any money for a longer period than three months, and that they shall make no loan or advance on any Bank Share or Certificate of Shares, not on Mortgage, or in any other manner on the Security of any Lands, Houses, or immovable property, nor on any negotiable Security of any individual or partnership firm, which shall not carry on the several responsibilities of at least two persons or Firms unconnected with each other in general partnership, nor be in advance at one and the same time to any individual, or partnership firm, either by way of discount, loan, or in any other manner,—(saying by loans upon the deposit of Government Securities, or Goods not perishable as hereinafter mentioned) beyond the amount of three Lakhs of Company's Rupees. Provided always that the advances upon Bills of Exchange accepted by the Government or upon other Government obligations, shall not be considered as an advance within the meaning of this restriction.

XXVIII. And it is hereby enacted, that the Directors of the said Bank shall make no loan other than such loans as are described in the clause next preceding, except on deposit of Public Securities to the full amount of the loan, and which Public Securities shall be so endorsed or transferred as to put them at the absolute disposal of the said Bank of Bombay, or on deposit of goods not of a perishable nature, and of estimated value exceeding the amount of the loan by at least one-fourth.

XXIX. And it is hereby enacted, that the said Bank shall not be at any time in advance to the Government more than Seven Lakhs and a Half of Company's Rupees, provided always that the holding of Government Securities, or of Bills of Exchange drawn upon the Government, or of other Government acceptances or obligations derived to the said Bank from individuals and not overdue, shall not be construed as being in advance to the Government within the meaning of this Clause.

XXX. And it is hereby enacted, that the Directors of the said Bank of Bombay shall not suffer any person or persons, or body corporate keeping Cash with the said Bank of Bombay, to overdraw his, her, or their account.

XXXI. And it is hereby enacted, that the said Bank of Bombay may issue Promissory Notes payable either on demand, or at a date not exceeding thirty days after sight, which Notes shall and may

be signed on behalf of the said Bank by such person as the Directors of the said Bank may appoint or authorize in that behalf, provided always that the total amount of such Notes in circulation at any one time shall not exceed Two Crores of Rupees, and provided also that no such Note shall be for a smaller amount than Ten Rupees.

XXXII. And it is hereby enacted, that it shall not be lawful for the said Bank to make, issue, or negotiate any Note, Bill or other instrument containing any promise, undertaking, or order, for the payment of money elsewhere than within the limits of India.

XXXIII. And it is hereby enacted, that it shall be lawful for the Directors of the said Bank of Bombay to receive in deposit goods not of a perishable kind, and to contract for the safe keeping of the same.

XXXIV. And it is hereby enacted, that the Directors of the said Bank shall cause the Books of the said Bank to be balanced on the 30th day of June and the 31st of December in every year, and that a settlement of the balance on every such day signed by a majority of the said Directors, shall be forthwith transmitted to one of the Secretaries to the Governor in Council of Bombay and that the Governor in Council of Bombay shall at all times be entitled to require of the said Directors any information touching the affairs of the said Bank, and the production of any documents of the said Bank, and that the said Directors shall comply with every such requisition.

XXXV. And it is hereby enacted, that an account of the profits of the said Bank shall be taken half-yearly on the 1st day of January and the 1st day of July in every year, and that a dividend thereof shall be made so soon thereafter as conveniently may be, and that the amount of such dividend shall be determined by the Directors of the said Bank, on the ground of the actual profits made by the said Bank during the six calendar months preceeding the day up to which such half-yearly account shall be taken; provided that such reasonable expenses as have been incurred in procuring this Act of Incorporation shall, upon being audited and admitted by the said Directors, be paid out of the funds of the Bank as soon as it is opened for business, and that the amount so paid shall be defrayed out of the future profits of the Bank at the discretion of the Directors; and provided that the said Directors, shall have power, when they see fit, to set apart from such profits, a sum not exceeding five per Cent. on the Capital Stock of the Bank as a reserve against contingencies.

XXXVI. And it is hereby enacted, that on the first Monday of the month of August in every year a General Meeting of the Proprietors of the Capital Stock of the said Bank shall be held, at which the Directors of the said Bank shall submit to the said Proprietors a Statement of the affairs of the said Bank made up to the preceding 30th of June, and such General Meeting shall be competent to pass resolutions and frame rules and directions relative to the affairs and conduct of the said Bank, which shall be binding on the Directors and Officers of the Bank, and on the Proprietors thereof, until rescinded or modified respectively by any subsequent General Meeting.

XXXVII. And it is hereby enacted, that any three of the said Directors of the said Bank, or any ten Proprietors of the capital Stock of the said Bank, may at any time convene a General Meeting of the Proprietors, upon giving fifteen days previous notice of such Meeting, and of the purpose or purposes for which the same shall be convened, as well to the Directors of the said Bank for the time being, as also by public advertisement in the *Government Gazette* of Bombay.

XXXVIII. And it is hereby enacted, that it shall be lawful for the Bank of Bombay, with the sanction of the Governor in Council of Bombay, to establish Branch Banks at such places, and under such rules and restrictions, as shall be determined by the Proprietors at their General Meetings, provided however that such Branch Banks when so established, besides being subject to the rules and restrictions that may be imposed by the Proprietors, and to the control and orders of the Directors of the Bank of Bombay, shall be bound by the same rules as to the description of business in which they are to engage, and the manner of conducting such business, and likewise in respect to the issue of Notes payable on demand, and the retention of cash to meet the same, and in all transactions and matters herein above referred to, as are prescribed for the Bank of Bombay by this Act.

XXXIX. And it is further enacted, that if any of the said Proprietors shall become indebted to the

said Bank, it shall be lawful for the said Bank to withhold payment of the dividends on the Share or Shares of such Proprietor registered as his, or her own property, and not as held in trust, or as Executor or Administrator, until payment of such debt, and to apply such dividends towards payment thereof, and that after demand and default of payment, and notice in that behalf given, either to such Proprietor, or his or her constituted Agent, or by public advertisement in the *Government Gazette*, it shall be lawful for the said Bank to refuse registration of the transfer of any such share or shares of such Proprietor until payment of such debt; and if the same shall remain unpaid for the space of six months after such notice, to advertise for public sale, and to sell such share or shares, or so many as may be necessary, and to apply the proceeds thereof towards payment of such debt, with interest at the rate of Six per Cent per annum, paying over the surplus, if any, to such Proprietor, or his or her lawful representative.

XI. And it is further enacted, that the said Bank shall continue as hereby constituted until the 1st day of March which will be in the Year of our Lord 1847, and shall thereafter continue in like manner until duly dissolved or modified; provided however, that after the said 1st day of March 1847, the said Bank shall not, except upon the application or by the consent of the said Bank, be dissolved, or anywise modified, without previous notice of twelve Months at the least being given to the Directors of the said Bank for the time being, of such intended dissolution or modification. Provided also, that in the event of the said Bank at any time suspending cash payments, the benefits granted to the said Bank by the present Act of Incorporation shall be thenceforth forfeited.

SCHEDULE of the Names of the Shareholders in the Bank of Bombay.

Ayton, F.	14
Atkinson, Hugh	5
Ashburner, Luke	75
Ashburner, George	75
Aganoor, James	1
Arnott, F. S.	1
Allan, William	9
Atmaram Kesson Bhandaree,	20
Agah Mahomed Curree,	9
Agah Mahomed Rahim Serazee,	23
Anundrow Vemjee,	5
Ardaseer Hormusjee Santook,	1
Anundrow Ragoonathjee,	2
Anundrow Gumpat Senoy,	2
Ardaseer Framjee Dawar,	5
Ardaseer Byramjee Fuckerjee,	2
Bagnold, Colonel M. E.	20
Bax, John	11
Brown, F. C.	23
Bainbridge, J. H.	75
Brooks, Colonel G. B.	9
Barr, Colonel D.	20
Barr, H. J.	3
Barr, J. T.	2
Byramjee Muncherjee,	1
Bonamy, Captain J.	23
Borradaile, H.	23
Barretto, Joao	1
Beck, W. W.	1
Ball, H.	2
Bocarro, J. J.	1
Bird, James	14
Bruce, W. C.	9
Burjee Manockjee Chenae,	2
Bappoo Ragoonath Josey,	3
Bhasker Sunderjee,	2
Byramjee Dadabhoy Cursetjillab,	3
Byramjee Solatjee Guzdeer,	9
Buchobhoy Merwanjee,	8
Bowany Sunker Ramisord Senoy,	2
Bomanjee Muncherjee Guzurat,	2
Buimjee Dhunjee Woomrigur,	9
Churah, W.	50
Cowasjee Narrabhoy,	5
Cogan, Captain R.	20
Caldecott, John	10
Glibborn, Captain Thomas	5
Coghlan, W.	9
Cardwell, Thomas	10
Collett, L. A.	9
Cursetjee Ardaseer,	75
Cursetjee Ardaseer, Trustee to his Daughter,	75
Cursetjee Cowasjee Banajee,	50
Cowasjee Manockjee Billiah,	1
Cowasjee Manockjee Bhadoop,	75

Cursetjee Cowasjee Bhadoop,	50
Cowasjee Hormusjee Mama,	5
Cursetjee Dorabjee,	2
Cursetjee Rustomjee,	2
Campbell, Major Neil	9
Cowasjee Dhunjee,	2
Cursetjee Nasserwanjee,	7
Chedanund Dennsejee,	1
Cowasjee Eduljee Mody,	5
Cristiath Narronjee,	9
Cowasjee Framjee,	5
Dinshaw Nanabhoy Damon,	5
Davies, J. M.	5
Doveton, Bayett	18
Dhunjeebhoy Cursetjee,	5
Davidson, F. M.	20
Dossabhoy Framjee Mama,	5
Dinshaw Furdonjee,	9
De Silva, Mariana	1
De Jesus, Manoel	5
Don, James	9
Does, Remedies Ignacio	2
Dorabjee Muncherjee,	3
Dossabhoy Merwanjee,	5
Dossabhoy Cursetjee Wadia,	5
Dossabhoy Jamssetjee,	5
De Silva, Pascoal M.	10
Dossabhoy Sorabjee Moonshee,	9
Dossabhoy Jamssetjee Wadia,	5
Dent, C. R.	9
Denhaw Hurmusjee Patell,	2
Dhunjeebhoy Merwanjee Wadia,	5
Davidson, Duncan	2
Dedshaw Rustomjee,	3
Denshaw Dadabhoy Gander,	1
Daughters, G. of Framjee Cowasjee	27
Dadabhoy Pestonjee,	75
Egan, J. B.	9
Elliott, A. W.	2
Yisdale, D. A.	4
Elliott, G. L.	9
Earle, Captain E. M.	1
Ennis, Captain E. M.	1
Edmond, William	18
Eduljee Framjee Coranee,	3
Fraser, Simon	70
Framjee Nanubhoy,	5
Frith, I. G.	24
Fletcher, Alexander, as Trustee of Messrs } Ferguson, Turner and Co.	75
Furdonjee Lunjee,	10
Framjee Ruttonjee,	19
Framjee Cowasjee,	67
Foster, Captain Robert	9
Framjee Jewajee Gandena,	9
Framjee Muncherjee Colah,	9
Framjee Coovjee,	2
Framjee Nasserwanjee Patell,	20
Faron, Colonel P.	23
Framjee Cowasjee, Mrs.	14
Fraser, J.	18
Gordon, H. G.	75
Graham, John	10
Greenhill, David	75
Grey, W. S.	45
Gunput Bapsia Bhandaree,	7
Gama, J. C.	9
Griffith, Colonel J. G.	7
Gunputron Sudaseerjee,	2
Gordon, Colonel G. T.	23
Grandchildren of Framjee Cowasjee,	18
Hunter, Walter	29
Hunter, W. F.	20
Henderson, Capt. W.	50
Henderson, Alexander	9
Hyslop, J.	3
Hormusjee Perstonjee Bottlewalla,	2
Hormusjee Pestonjee,	3
Hemson, John	1
Howard, Wm.	10
Hormusjee Monockjee Major,	2
Hutchinson, Frederick	3
Heerjeebhoy Nursungjee,	1
Hebbert, W. G.	2
Hall, Capt. J. H.	1
Ironside, Hon'ble Edward	50
Ingle, H.	3
Jehangeer Nasserwanjee Wadia,	20
Jameson, Capt. G. J.	5
James, Col. C. B.	15
Jeejeebhoy Dadabhoy,	19
Jeejeebhoy Byramjee,	2
Jehangeer Framjee Josawalla,	9
Jehangeer Byramjee,	5

Jamsetjee Merwanjee Cacah, ...	2	Premjeeewan Anoopdass, ...	18
Jaganath Sunkersett, ...	08	Richmond, F. R.	10
Jehangeer Nassorwanjee Wadia, for his Sister } Soneboy, ...	18	Robertson, Col. Archibald	7
Jamsetjee Burjorjee, ...	1	Robertson, Major H. D.	13
Jehangeer Framjee Cowasjee, ...	9	Robertson, Henry Morris	23
Jamardonjee Abbajee, ...	1	Roberts, Walter	10
Kennett, Capt. V. F.	5	Ross, John	13
Keshow Runsordjee, ...	5	Ragoonath Crustna Josey, ...	4
Kennett, Col. B.	9	Rowland, Capt. J. H.	24
Kennedy, R. H.	9	Rose, Capt. W.	1
Luis, Thomas	1	Robson, Thomas	1
Little, James	10	Rustomjee Sorabjee Mody, ...	1
Lela Mohun Pasta, ...	5	Ruttonjee Dadabhoy Colah, ...	4
Landon, S.	2	Ruttonjee Chursetjee, ...	3
Larkins, J. P.	23	Rogaba Jeemajee, ...	5
Le Messurier, A. S.	9	Rooganath Hurreechundjee, ...	5
Langford, J. W.	27	Ragoonath Samoo Senoy, ...	2
Lodwick, Col. P.	45	Rustomjee Hormusjee Cama, ...	1
Lowjee Munchejee Wadia, ...	23	Reynolds, P. A.	9
Loyolae Ge Ignacio, ...	1	Santokejee Nanabhoy, ...	5
Merwanjee Dadabhoy Wadia, ...	14	Spiller, Major W.	10
Malcolm, Capt. Sir Charles, ...	10	Swanson, Captain J.	24
Moor, Major G.	20	Skinner, John	10
Mackie, Wm.	50	Stuart, G. A.	9
Manockjee Nowrojee, ...	10	Sorabjee Cowasjee, ...	9
Morris, W. R.	37	Sinclair, James	40
Morgan, E. C.	47	Simson, Wm.	20
Madoo Narron, ...	50	Salter, General James F.	27
Murphy, R. X.	14	Smyttan, George	18
Manockjee Nassorwanjee Petty, ...	10	Scott, John	9
Mainwaring, W.	3	Succaram Ragoonath Josey, ...	2
Mant, G. J.	5	Sorabjee Rustomjee, ...	8
Milne, John, Jr.	21	Sorabjee Dorabjee, ...	3
McLeode, John	5	Spoonjee Sorabjee Patell, ...	2
McDonald, J. M.	25	Seitz, Mrs. M. A. R.	1
Munchejee Framjee Cama, ...	45	Seton, Captain Bruce	9
Merwanjee Lanjee, ...	5	Saunders, Captain J.	2
Munchejee Burgojee Mody, ...	11	Sorabjee Eduljee Majorna, ...	3
Munchejee Hormusjee Cama, ...	11	Sunker Venoo Senoy, ...	1
Merwanjee Khodabux, ...	23	Smith, Robert	50
Morgan, Cap. W.	18	Saunders, Frederick	3
Manockjee Chursetjee Jewajee, ...	9	Savuckloff Virzloff, ...	9
McCallum, W.	9	Simson, J. B.	19
Munro, C. G. G.	1	Stubbs, W.	9
Munimohun Dass Davidass, ...	18	Stewart, C. S.	23
Manockjee Chursetjee, ...	3	Stewart, Alexander	5
Madowrow Ragoonathjee, ...	2	St. John, Robert	1
Murray, J.	9	Torah Suxama, ...	5
Mackenzie, Rebecca	9	Tamer, Thomas	4
Moyle, J. G.	9	Turner, Captain W.	4
Malvery, J. J.	4	Tarrachund Vassoonjee, ...	5
Manockjee Munchejee, ...	1	Thomson, W.	27
Manockjee Lanjee, ...	5	Valiant, Colonel T.	9
Merwanjee Framjee, ...	4	Venerajee Metjee, ...	14
Merwanjee Byramjee Luckaree, ...	1	Vibart, John	18
Merwanjee Aspondiarjee, ...	9	Wright, J.	25
Miller, John	45	Willoughby, J. P.	25
McLennan, John	23	Wood, Colonel E. M.	20
Newport, Capt. C.	50	Wood, Colonel E. M. (as Trustee for Mrs. H. Morgan.)	30
Nesserwanjee Eduljee Paruck, ...	2	Wuckitchund Coosbachund, ...	27
Nicol, J. D.	25	Wathen, W. H.	25
Nanabhoy Nowrojee, ...	8	Williamson, Thomas	38
Nesserwanjee Nowrojee, ...	18	Whitehill, Colonel Stephen	18
Nowrojee Cowasjee, ...	2	Wassodew Wissoanathjee, ...	5
Nainsey Thackersay, ...	5	Wittoba Wassodewjee, ...	1
Naylor, Capt. C. J.	2	Watson, H. B.	3
Norowjee Rustomjee Nadershaw, ...	4	Watson, J. W.	9
Owen, H. F.	53	Wiltshire, Colonel Thomas	68
Ogilvie, Col. J.	30	Wight, Robert	9
Owen, Mrs. H. F. (her Trustees.)	15	Ward, Mary Ann	11
Orton, J.	14	Watkins, F. W.	5
Ord, Capt. Richard, ...	9	Wilson, J. H. Captain	5
Ottley, W. J.	2	Wilson, P. P. Lieutenant Colonel	2
Pollexfen, George	18	Waddington, Captain C.	45
Penley, Capt. G. F.	5	Weeks, F. P.	9
Patch, James	61	Warden, John	9
Patch, John	5	Burt, F. U.	15
Powell, Col. Thomas	23	Nanabhoy Framjee Cowasjee, ...	9
Pestonjee Framjee, ...	4	Pestonjee Hormusjee, (and Son)	5
Pestonjee Chursetjee Cama, ...	2		
Pestonjee Dadabhoy Wadia, ...	8		
Pallonjee Dhumjee, ...	5		
Phillips, J. L.	9		
Pestonjee Hormusjee Mama, ...	5		
Pestonjee Hormusjee Santook, ...	1		
Preedy, H. W.	1		
Pringle, Capt. A. W.	9		
Poondlek Ramsord Lenoy, ...	1		
Palonjee Eduljee, ...	9		
Paul, Capt. G. J. C.	9		
Pestonjee Framjee Cowasjee, ...	9		
Pestonjee Rustomjee, ...	5		
Pottinger, Col. Henry	20		

NOTE.—In the event of the death before the 1st March 1840, of any individuals in the above Schedule, the Shares against their names shall be the property of their Estates.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be reconsidered at the first meeting of the Legislative Council of India after the 17th day of January 1840.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 2d DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 2d December, 1839, with the assent of the Right Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

ACT No. XXVI. of 1839.

An Act for regulating inquiries into the truth of matters implicating the public conduct of Officers not removable without the sanction of Government within the Presidency of Fort William in Bengal.

1. Whereas it is expedient to consolidate the enactments contained in the Regulations concerning inquiries into the truth of matters implicating the public conduct of European Officers, and to amend the same in various particulars, and to extend the same to all Officers not removable without the sanction of Government :

It is hereby enacted, that such parts of Sec. 10, Reg. V of 1793, and of Sec. 10, Reg. IV of 1803 as relate to charges of Corruption ;

Sec. 8, Reg. VI of 1793 ;

Sec. 8, Reg. V of 1803 ;

Clauses 9, 10, and 11, and such other parts of Sec. 9, Reg. XIII of 1793 as relate to Covenanted Servants of the Company ;

Clauses 9, 10, and 11, and such other parts of Sec. 12, Reg. XII of 1803 as relate to Covenanted Servants of the Company ;

Sec. 4 and all the following Secs. of Reg. VIII of 1806 ; Reg. X of 1806, excepting so much of Sec. 10 of that Regulation as relates to Security required from persons preferring charges against Hindoo or Mahomedan Law Officers, or Native Ministerial Officers of Courts ;

Regulation XVII of 1813 ;

Regulation VIII of 1817 ;

And Secs. 5 and 6 of Reg. VIII of 1825 ; of the Bengal Code ;

Together with so much of any Regulations as extends any of the above Regulations or parts of Regulations to any places within the Presidency of Fort William in Bengal, be repealed.

II. And it is hereby enacted, that in the Territories subject to the Presidency of Fort William in Bengal, whenever either of the Courts of Sudder Dewanny and Nizamut Adawlut, either of the Sudder Boards of Revenue, or the Board of Customs, Salt and Opium, shall be of opinion that substantial grounds exist for making a regular and formal inquiry into the truth of any imputation of Official misconduct affecting any Officer subject to their controul respectively, and not removable without the sanction of Government, they shall submit the documents on which their opinion may be founded, together with a statement of the charges reduced to distinct articles which they may propose to be made the subject of a regular investigation, to the Governor of Bengal, or to the Lieutenant-Governor of the North Western Provinces, or to any functionary exercising the authority of Government in the North Western Provinces, as the case may be, according to the authority to which they may be subject, for his consideration and orders.

III. And it is hereby enacted, that any charge or information, of the description aforesaid, may be preferred direct to either of the Courts of Sudder Dewanny and Nizamut Adawlut, either of the Sudder Boards of Revenue, or the Board of Customs, Salt and Opium, respectively, who shall examine the complainant or informant circumstantially upon oath, or upon solemn affirmation if he be entitled to be exempted from taking an oath, and require the party accused to explain or reply to any matters they may deem to need explanation and make such further inquiries upon oath or affirmation upon the subject as they may judge proper.

IV. And it is hereby enacted, that any charge or information may also be made before any Judge, Magistrate, Commissioner of Revenue, or Collector, for any acts of the description beforementioned committed within their jurisdiction, respectively, who shall examine the complainant or informant circumstantially upon oath, or upon solemn affirmation if he be entitled to be exempted from taking an oath, and shall transmit the deposition so taken to the Sudder Dewanny and Nizamut Adawlut, the Sudder Board of Revenue, or the Board of Customs, Salt and Opium, according as the person accused may be subject to those Authorities respectively.

V. And it is hereby provided, that it shall not be lawful for the Courts of Sudder Dewanny and Nizamut Adawlut, or the said Boards, respectively, to act upon any such charge or information, unless the person preferring the same shall make oath, or solemn affirmation in case he be entitled to be exempted from taking an oath, that he believes the facts on which the charge is grounded to be true.

VI. And it is hereby provided, that it shall be lawful for the Courts of Sudder Dewanny and Nizamut Adawlut,

and for the said Boards, respectively, to dismiss any such charge or information, where they do not see any substantial reason for entering further into the inquiry. Provided, that on every occasion when they shall dismiss any such charge or information, they shall submit the same, together with all the circumstances of the case, in like manner as is provided in Section II of this Act.

VII. And it is hereby provided, that the said Courts of Sudder Dewanny and Nizamut Adawlut, and the said Boards, respectively, may, at any stage of the inquiry into such matters as aforesaid, require the person preferring such charge or information as aforesaid to furnish such security as may be deemed reasonable that he will attend and prosecute the charge to a conclusion, and in the event of security being so required all proceedings shall be stayed until the same shall be furnished accordingly.

VIII. And it is hereby provided, nevertheless, that if any matter of the nature aforesaid affecting such Officer as is mentioned in the second Section of this Act shall appear in the course of any proceedings, whether preliminary or otherwise, which shall come before or be reported to either of the Courts of Sudder Dewanny and Nizamut Adawlut, or any of the said Boards, respectively, those authorities shall act upon such matter, or institute such inquiry upon oath or affirmation as aforesaid into the same as they shall deem proper for the purpose of such reference as aforesaid to the Governor of Bengal, or to the Lieutenant-Governor of North Western Provinces, or to the Authority exercising the powers of Government in those Provinces as aforesaid, although no charge or information be preferred as aforesaid ; and in such cases it shall not be necessary, before acting upon or instituting any inquiry concerning any matter so appearing in the course of proceedings, to require any oath or affirmation in regard to the truth of such matter.

IX. And it is hereby enacted, that if the Governor of Bengal, or the Lieutenant-Governor of the North Western Provinces, or the Authority exercising the powers of Government in those Provinces as aforesaid, upon such reference as is mentioned in the second Section of this Act, shall concur with the Authority by which it may be submitted, or if such Governor or Lieutenant Governor or authority exercising the powers of Government shall from information of the description aforesaid that may be laid before him in respect to such officers as aforesaid not directly subject to the Courts or Boards above named deem it necessary to institute proceedings against any such Officers, he shall appoint a Commissioner or Commissioners for making a regular and formal inquiry into the truth of the matters referred.

X. And it is hereby enacted, that on the appointment of every such Commission, the said Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, shall direct whether the Commission shall be placed under the control of any of the Authorities aforesaid, or shall act immediately under the authority of Government, and all Commissions appointed as aforesaid shall be guided by the instructions which they may receive in this behalf from the Government to which they may be respectively subordinate.

XI. And it is hereby enacted, that the Commissioner or Commissioners appointed as aforesaid, before entering on the discharge of his or their duties, shall take the following oath :—

I, A. B., Commissioner for the purpose of (here state the object of the Commission) do solemnly swear that I will faithfully and impartially perform the duty committed to me without fear, favor, or bias, to the best of my ability, knowledge, and judgment ; so help me God.

XII. And it is hereby enacted, that whenever a charge shall be referred for investigation to a Special Commission, the said Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, will determine whether the conduct of the prosecution shall be left to the accuser, or be undertaken on the part of Government. In the latter case, the said Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, will nominate such person or persons as may be deemed proper, to conduct the prosecution on behalf of Government.

XIII. And it is hereby enacted, that it shall be the duty of Commissioners appointed under this Regulation, after receiving the plaint or charge, and the documents from which the same may have been prepared, to call upon the person accused for his reply to the accusation ; to examine upon oath, or under a solemn declaration, the witnesses named by the accuser or the accused ; to receive any further written documents offered in support of, or against the accusation ; and to call for and take any further requisite evidence which may be indicated by the witnesses adduced or documents exhibited by either party, and may appear to be necessary for the ascertainment of facts, or the discovery of the truth or falsehood of the charges, or of any part thereof.

XIV. And it is hereby enacted, that for the discharge of the duties specified in the preceding Section, or any other functions which may be delegated to a Commission

under this Regulation, such Commission shall be vested with the same powers as are exercised by the Zillah and City Courts, except that all process to cause the attendance of witnesses, or other compulsory process, shall be served through the Zillah or City Judge in whose jurisdiction the Commission may be held, and executed by the Zillah or City Judge in whose jurisdiction the witness or other person upon whom the process is to be served may reside.

XV. And it is hereby enacted, that on the close of the evidence for the prosecution and defence, the accused shall be at liberty to record any observations upon the result of the inquiry which he may think necessary for the vindication of his conduct and character. The accuser, or the person appointed to conduct the prosecution on the part of Government, shall also be at liberty to record any remarks on the subject of the prosecution which he may deem requisite.

XVI. And it is hereby enacted, that as soon after the conclusion of the proceedings as circumstances shall permit, the Commissioner or Commissioners shall, when the Commission shall be instructed to act immediately under the authority of Government, submit directly to the Government to which he or they may be subordinate, and in other cases to the controlling Court or Board, the proceedings under the Commission, accompanied by translations of papers not in the English language, together with a summary of the pleadings and evidence, and his or their opinion of the merits of the case.

XVII. And it is hereby provided, that it shall be lawful for the said Governor, Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, or the Controlling Court or Board, upon consideration of the report of any such Commission as aforesaid, to direct the Commissioner or Commissioners to take further evidence, or to give further explanation of his or their opinion or opinion connected with the case investigated, and the Commissioner or Commissioners are authorized and required to take such further evidence, and to give such further explanation.

XVIII. And it is hereby enacted, that the Sudder Dewanny and Sazmut Adawlut, or the Board to which any report of a Commissioner or Commissioners may be submitted as aforesaid, after due consideration of the same, and after obtaining such further evidence or explanations as they may require, shall submit the whole of the proceedings and documents received by them to the Government to which they may be subordinate, together with their opinion whether any and what charges have been established against the accused.

XIX. And it is hereby provided, that whenever a Special Commission may be appointed under the Provisions of this Act, the said Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces will determine, on a view of the nature and circumstances of the case, whether the accused officer shall be suspended from the discharge of the functions of his office, and if so, whether he shall be permitted to draw the established allowances of his office, or otherwise.

XX. And it is hereby provided, that the Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, on consideration of the report and proceedings submitted to him, in pursuance of Sections XVI and XVIII of this Act, will pass such decision on the case as may appear to him most consonant to the principles of justice, and consistent with the powers possessed by Government in matters of this description, and in the event of his deeming it necessary that the party accused should be brought to trial, by a public prosecution before a competent Court of Law, will issue the necessary instructions for that purpose to the Law Officers of Government. But whatever proceedings may be held, or whatever decision or order may be passed by Government, individuals deeming themselves aggrieved by any public Officer will be at all times at liberty to seek redress according to the ordinary forms prescribed by Law.

XXI. And it is hereby enacted, that nothing in this Act contained shall be construed to repeal the provisions respecting the dismissal and suspension of Principal and other Sudder Ameeris contained in Section XXVI of Reg. V of 1831, or the provisions respecting the dismissal of Deputy Collectors contained in Section XXV of Reg. IX of 1833. Provided always that it shall be lawful for the Governor of Bengal, or the Lieutenant-Governor of the North Western Provinces, or the Authority exercising the powers of Government in these Provinces, respectively, upon any such reference as is mentioned in Section XXVI of Reg. V of 1831, and Section XXV of Reg. IX of 1833, at his discretion, to appoint a Commissioner or Commissioners for making such regular and formal inquiry touching imputations of official misconduct affecting any Principal or other Sudder Ameer or any Deputy Collector as he shall think fit in manner as is directed by this Act, and subject to its provisions.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

LEGISLATIVE DEPARTMENT.

THE 2D DECEMBER, 1839.

The following Regulation made and passed by the Hon'ble Court of Directors of the East India Company under the Authority given to them by the Act of the 37th George III Cap 117, is published for general information by order of the Hon'ble the President of the Council of India in Council.

A Regulation relating to the Trade of Foreign Ships with India.

Preamble. Whereas a Regulation was made and passed by the Court of Directors of the East India Company and transmitted to India by a despatch dated the 28th day of July 1837, and promulgated by the Supreme Government on the 29th day of December 1837, for rescinding and re-enacting with modifications certain provisions contained in a Regulation made and passed by the said Court of Directors on the 12th of August 1829, for regulating the Trade of Foreign Nations with the Ports and Settlements of the British Nation in the East Indies, and whereas doubts have arisen as to the true intent and meaning of certain parts of such Regulation and it is expedient that such doubts should be removed, the Court of Directors of the said Company, by virtue of the powers granted to them by the Act passed in the 37th year of the reign of his late Majesty King George the third, entitled an Act for regulating the Trade "to be carried on with the British Possessions in India by the "Ships of Nations in amity with His Majesty," have rescinded the whole of the said Regulation and in lieu thereof have framed the following Regulation.

Foreign Ships belonging to any State or Country in Europe or in America so long as such States or Countries respectively remain in amity with Her Majesty may freely enter the British Sea Ports and Harbours in the East Indies, whether they come directly from their own Country or from any other place, and shall be there hospitably received and shall have liberty to trade there in Imports and Exports conformably to the Regulations established or to be established in such Sea Ports, provided that it shall not be lawful for the said Ships to receive Goods on board at one British Port of India to be conveyed to another British Port of India on Freight or otherwise, but nevertheless the original inward Cargoes of such Ships may be discharged at different British Ports, and the outward Cargoes of such Ships may be laden at different British Ports for their Foreign destinations. And provided further, that it shall not be lawful for the said Ships in time of War between the British Government and any State or Power whatsoever, to export from the said British Territories without the special permission of the British Government any Military or Naval Stores, Saltpetre or Grain.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM, FINANCIAL DEPARTMENT,

THE 27TH NOVEMBER, 1839.

Notice is hereby given, that the Board of Customs, Salt and Opium, have been authorized to make advances of Cash to Merchants on Bills of Exchange secured by consignments of Goods at the reduced rate of 2s. 1d per Company's Rupee, until further orders. In all other respects the Terms and Conditions of these advances are to be the same as advertised under dates the 2d May and 19th November 1838.

By Order of the Hon'ble the President in Council,

H. T. PRINSEP,
Secy. to the Govt. of India.

(No. 1938.)

ORDERS BY THE HON'BLE THE DEPUTY GOVERNOR
OF BENGAL.

JUDICIAL AND REVENUE DEPARTMENT,

THE 3D DECEMBER, 1839.

Mr. J. Alexander is appointed to Officiate as Collector of Moorshedabad during the absence of Mr. P. Taylor on leave granted to him under date the 4th October last to take effect from the 15th instant.

Mr G. Herklots, Deputy Collector under Regulation IX. of 1833, in Jessore, is allowed leave of absence for fifteen days on Medical Certificate, in addition to the leave for one month obtained by him from the Commissioner of the 18th Division.

THE 5TH DECEMBER, 1839.

Mr G. G. McPherson, Civil Surgeon of Moorsheadabad, is allowed leave of absence from the 15th December 1839 to the 15th February 1840, preparatory to his making application to proceed to England on Medical Certificate.

Mr R. B. Cumberland, Civil Assistant Surgeon of Pooree (Southern Division of Cuttack), is allowed leave of absence for one month to proceed to the Presidency for the benefit of his health.

Lieutenant C. Scott, Assistant to the Commissioner of Assam, is allowed leave of absence on private affairs for four months, commencing from the date of his relief by Lieutenant Sturt from charge of the Durrung District.

Mr J. M. Brander, Assistant Surgeon, is appointed as a temporary arrangement, to perform the Medical Duties of the Civil Station of Dacca.

Two months leave of absence, out of the three granted to Mr. W. A. Law, Joint Magistrate and Deputy Collector of Bograh, under date the 19th September last, have been this day commuted from "on private affairs" to on "Medical Certificate."

THE 7TH DECEMBER, 1839.

The leave of absence for two months granted, under date the 19th September last, to Mr. J. Davidson, Principal Assistant to the Commissioner of Chota Nagpore, will take effect from the 5th January next instead of from the 10th instant.

FRED. JAS. HALLIDAY,

Secy. to the Govt. of Bengal.

NOTIFICATION.

POLITICAL DEPARTMENT,
CAMP AT DEHLIE,

THE 25TH NOVEMBER, 1839.

The Rajah of Kishengurh being about to proceed to Allahabad, Gya, and Juggurnath, the Right Honorable the Governor General of India is pleased to direct that the Officers, Civil and Military, of the districts and stations visited by His Highness, be careful to show him every appropriate mark of attention and respect. On the Rajah's entering a Military Station the Commanding Officer will cause a Salute of 13 Guns to be fired, and the like Salute on the occasion of his departure from the Station.

Captain Payne, of the 30th Regiment Native Infantry, has been selected to attend His Highness the Rajah during his approaching Tour, and it is requested that all authorities, Civil and Military, will promptly comply with any application which they may receive from that Officer connected with the object of his appointment.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,

Offg. Secy. to Govt. of India,

with the Govr. Genl.

ORDERS BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL OF INDIA.

POLITICAL DEPARTMENT,
CAMP AT METROLE,

THE 2D DECEMBER, 1839.

Captain W. M. Ramsay, of the 62d Regiment Native Infantry, and Assistant in the Thuggee Department, has obtained leave of absence, on Medical Certificate, for one month, from the 25th instant, preparatory to applying for permission to proceed to Sea, for the benefit of his health.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,

Offg. Secy. to Govt. of India,

with the Govr. Genl.

No. 2941.

ORDER BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL FOR THE NORTH WESTERN PROVINCES.

CAMP HORUL,
GENERAL DEPARTMENT,

THE 3D DECEMBER, 1839.

With reference to Orders of the 7th ultimo, Mr F. Currie has this day delivered over charge of the Secretary's Office in the Judicial, Revenue and General Department, to Mr. J. Davidson.

F. CURRIE,

Secy. to the Govr. Genl. N. W. P.

GENERAL ORDERS BY THE RIGHT HON'BLE THE
GOVERNOR GENERAL.

CAMP, SIKREE; 29th November, 1839.

Cornet W. F. Tytler, of the 9th Regiment Light Cavalry, officiating as an Assistant in the Office of the Quarter Master General of the Army, is appointed to officiate as Deputy Assistant Quarter Master General of the 2nd Class, as long as his services shall be found necessary in Afghanistan. This appointment is to have effect from the day Cornet Tytler was directed to remain at Jellalabad, and place himself under the Orders of Captain Paton, Assistant Quarter Master General with the Army of the Indus.

J. STUART, Lt - Col,

Secy. to the Govt. of India, Mily. Dept.

with the Rt. Hble the Govr. Genl.

GENERAL ORDERS BY THE RIGHT HONORABLE THE
GOVERNOR GENERAL.

CAMP SIKREE, 29TH NOVEMBER, 1839.

The Right Hon'ble the Governor General is pleased to make the following Appointment:

Captain Frederick Walpole Anson, of the 18th Regiment Native Infantry, to be a Deputy Assistant Adjutant General on the Establishment, vice Major C. Andrews promoted.

J. STUART, Lieut.-Col,

Secy. to the Govt. of India Mily. Dept.

with the Govr. Genl.

GENERAL ORDERS BY THE HON'BLE THE PRESIDENT
IN COUNCIL.

FORT WILLIAM, 9th December, 1839.

No. 211 of 1839.—Assistant Surgeon K MacKinnon, of Tirhoot, obtained, in the Judicial and Revenue Department, under date the 7th ultimo, permission to be absent from his Station for three months, on Medical Certificate; and Dr. Duncan MacRae was appointed to officiate for him during his absence.

Assistant Surgeon Henry Walker was appointed, in the Judicial and Revenue Department, under date the 7th ultimo, to the Medical charge of the Civil Station of Gawalparah in Assam.

Captain J. C. Hannyngton, stationed at Maunbhoom, Principal Assistant to the Agent to the Governor General South Western Frontier, obtained in the Judicial and Revenue Department, under date the 22d ultimo, leave of absence for one month, on private affairs, commencing from the 10th proximo.

WM. CUBITT, Major,

Offg. Secy. to the Govt. of India, Mily. Dept.

FORT WILLIAM, 9th December, 1839.

No. 212 of 1839.—Assistant Surgeon E. H. Allingham, of this Establishment, who proceeded to Europe on Furlough on the 1st February 1831, having been absent from India for more than five years, the Hon'ble the President in Council directs, under instructions from the Hon'ble the Court of Directors, that his name be struck off the Army List.

WM. CUBITT, Major.

Offg. Secy. to the Govt. of India, Mily. Dept.

GENERAL ORDERS BY THE HON'BLE THE PRESIDENT IN COUNCIL.

FORT WILLIAM, 9th December, 1839.

No. 210 of 1839.—The following List of Out-Pensioners of Chelsea Hospital, permitted to reside in Bengal, received from the Hon'ble the Court of Directors, is published for general information :
List of Out-Pensioners of Chelsea Hospital resident in the East Indies.

Regiment.	Names.	Date of Admission on the Pension.	Statement of Service.								Complaint.	Where born.	Description of the Pensioner.				Residence.	Remarks.				
			Age.	Sergeant Major.	Quarter Master.	Sergeant.	Corporal.	Private.	India Service.				Total Service.	Rate per day.	Feet.	Inches.			Hair.	Eyes.	Complexion.	Trade or Occupation.
									E	W.												
49th Foot, ...	Wm. Farley, ...	1839. 28th August, ...	43	...	...	...	...	24½	10½	...	29½	1s 4d.	...	5	6	Brown,	Hazel,	Fresh,	Laborer,	{ Hazaree- baugh.		
	Jno. Phillips, ...	Ditto, ...	43	...	...	...	...	10½	22½	...	35½	1s. 7d.	Ditto, ...	5	5½	Brown,	Brown,	Fair, ...	Laborer,	Ditto.		

Wm. CUBITT, Major, Offg. Secy. to the Govt. of India, Mily. Dept.

Packets for the reception of Letters by the following Ships are open at this Office.

Name of Vessel.	Agents.	Intended Departure.	To what Port.	Touching at.	Remarks.
Steamer, ...	...	From Bombay 31st Ditto, latest date for Letters from Calcutta 16th December, ...	Overland Letters via Suez.		
Princess Victoria, ...	Fergusson, Brothers and Co., J. Crooke.	15th December, ...	London.		
Patriot Queen, ...	Boyd and Co.	Ditto, ...	Liverpool.		
Plantagenet, ...	Guater and Co.	18th Ditto, ...	London.		
Eamon, ...	...	Ditto, ...	Sydney, ...	Cape of Good Hope. Hobart Town.	
Sumatra, ...	...	20th Ditto, ...	Palang and Batavia.		
Seringapatam, ...	...	21st Ditto, ...	London, ...		
Blorence, ...	...	1st January 1840,	Liverpool.		
Petite Nancy, ...	...	Ditto, ...	Bordeaux.		
Balguerie, ...	...	5th Ditto, ...	Ditto.		

Calcutta, General Post Office, the 13th December, 1839.

Wm. MOORE, Deputy Post Master.

STEAM NOTICE.

THE Government of Bombay having appointed the 31st of the ensuing month of December for the despatch of the next Steamer, thence to Suez—Notice is hereby given, that the latest safe date for the transmission of Letters hence, which may be intended for conveyance by that opportunity, will be the 16th proximo.

By Order of the Hon'ble the President in Council,
S. G. PALMER, Offg. Post Master General.
Fort William, Genl. Post Office, }
the 23d November, 1839.

CUSTOMS.

List of Packages lying unclaimed at this Office.

- 1 Case, Marked F R in diamond, per Cecelia.
- 1 Parcel, H. Dawson, Ship Sulimany, per Seringapatam.
- 1 Box, Mr. Scudda, at Hunter's Livery Stables, per Grecian.
- 1 Case, S. Somerville, per Hermaina.
- 5 Ditto, Marked C and A, per Molra.
- 9
- T G
- 1 Ditto, Marked S J C S per Thos. Grenville.
- 38,
- 1 Package, Major Tweedie, per Ditto.
- 1 Parcel, R. W. Dovlan, per Roberts.

- 1 Ditto, J W Crawford, per Ditto.
- 1 Box, Wm Spokes, 1st European Regt. 4th Company, per Ditto.
- 1 Case, Marked G R in diamond 7, per Larkins.
- 6 Ditto, Marked Potter, per Seotia.
D & M
- 1 Ditto, Marked ^P_{A M} per Allalevie.
Y S,
- 1 Bale and 2 Cases, Marked S in diamond W B, 153, 140, 141, per Bloreng.
- 1 Parcel, J Webster, per Blakely.
- 1 Case, Marked G B 1, per Lady Clifford.
- 1 Parcel, R Laidlay, care of R Watson, per Owen Glendower.
- 1 Case, Lt W J King, per Ditto.
- 1 Parcel, Major Mountain, 26th Regt., per Madagascar.
- 1 Ditto, Mackenzie, Lyall and Co., per Ditto.
- 1 Ditto, Officers 1st Regt N I, care of Cantor and Co., per Earl of Hardwick.
- 1 Ditto, the Revd. G. Gogerly, per Ditto.
- 1 Small Trunk, Revd. F. Lacroix, per Apollon.
- 1 Tin Box, John McCallum, care of Chapman, Esq., per Royal William.
- 1 Case, Miss Macintosh, care of Mrs. Bowers, per Sumatra.
- 1 Parcel, J Worthington, care of Willis and Earle, per Bloreng.
- 1 Ditto, Wm Darby, care of Fergusson and Co., per Maidstone.
- 1 Ditto, President Mess Committee, 8d Lt. Dragoons, per Ditto.
- 1 Package, Secy. Book Club, H. M. 8d Dragoons, per Ditto.
- 1 Package, A H Sim, per Ditto.
- 1 Case, Mrs. Muston, care of J. H. Johnstone, per Ditto.
- 1 Ditto, Mrs W Moran, per Ditto.
- 1 Ditto, Mrs. Morell, per Ditto.
- 1 Ditto, C H Blake, Dhobah, per Ditto.
- 1 Ditto, J Ryan, ship Oage, per Columbo.
- 1 Ditto, A Schefft, per Ditto.
- 1 Ditto, C Morley, Accountant General, per Luz.
- 1 Parcel, Rev. G. Withers, Bishops' College, per Ditto.
- 1 Case, Lt. W. Shelton, per Duke of Bedford.
- 1 Ditto, W Forder, care of J. and G. Stonehouse, per Ditto.
- 1 Ditto, W. Haworth, Hardman, C. in diamond, per Jessie Logan.

R. WALKER, Collr. of Govt. Customs.

Calcutta Custom House, the 13th December, 1839.

The Collector has no objection to pass unopened Packages for private use, and not for Sale, provided satisfactory proof of contents and value for levy of duty be afforded at time of Clearance in shape of Invoices, Bills, or Letters of Advice.

In the absence of such documents, parties should depute a person to be present at the opening of Packages.

The Collector has nothing to do with the landing of Packages from Ships, nor with forwarding them to their owners or destination.

NOTICE.—The Public are hereby informed, under orders of Government, dated 29th January, 1839, that excavations, surrounded with fences, and having lights at night, are in progress in the undermentioned Thoroughfares in the Town of Calcutta.

Lower South Division.

Wellesley Street: an Aqueduct to be built along the East side from Park Street to South Calinga Street.

Park Street from the junction of Chowringhee Road to Camac Street to be fenced, while the Road is under repair.

The Road crossing the Plain from Chowringhee Road, facing Kyd Street to Old Driving Course.—North East corner to be fenced for the purpose of removing Lamp Pillar, &c.

Park Street at the junction of Middleton Row, the cross bridge requiring material repairs, and is fenced.

Lower North Division.

Moorgyhatta Street: an Aqueduct to be built on the North side and a Tunnel on the South side of the Street, with several Cross Drains between Portuguese Church Street and Chitpore Road.

N. B. The public are recommended not to frequent this Street in wheeled carriages, during the progress of the work.

Lower North and Upper North Divisions.

Chitpore Road: West side: from Moorgyhatta Street to opposite Dwarkeynoth Tagore's Lane—Aqueduct to be built.

R. J. ROSE,
Offg. Supt. Conservancy.

Sheriff's Sales.

NOTICE is hereby given, that on Thursday, the Twenty-sixth day of December, instant, precisely at the hour of 12 o'clock at Noon, the Sheriff of Calcutta will put up to Public Sale, at the Lower Verandah of the Court House, near the entrance into the Sheriff's Office, by Virtue of a Writ of Fieri Facias in his hands against Sree Mutty Unnopoorua Dossee,—

1. The Right, Title, and Interest of the said Sree Mutty Unnopoorua Dossee, of, in, and to all that Upper-roomed Brick-built Messuage, Tenement, or Dwelling House, No. 65-6, with a piece or parcel of Land thereunto belonging, containing, by estimation, Six Cottahs, more or less, situate, lying, and being at Pattooreahghattah, in the Town of Calcutta, and butted and bounded as follows: (that is to say,) on the South by the House and Land of Gunganaram Dutt, on the East by the House and Land of the said Sree Mutty Unnopoorua Dossee, on the West by a Lane, and on the North by Pattooreahghattah Road.

2. And also, the Right, Title, and Interest of the said Sree Mutty Unnopoorua Dossee, of, in, and to another Upper-roomed Brick-built Messuage, Tenement, or Dwelling House, with a piece or parcel of Land thereunto belonging, containing, by estimation, Fifteen Cottahs, more or less, situate, lying, and being at Simlah, in Sootanooty, in Calcutta aforesaid, and butted and bounded as follows: (that is to say,) on the East by a Lane, on the West by Land of Ram Sircar, on the North by a Lane leading to Manick-tullah, and on the South by the House and Land of Freeelohun Chatterjee.

The Conditions of Sale may be known by applying at the Sheriff's Office.

NOTICE is hereby given, that on Thursday, the Twenty-sixth day of December, instant, precisely at the hour of 12 o'clock, at Noon, the Sheriff of Calcutta, will put up to Public Sale, at the Lower Verandah of the Court House, near the entrance into the Sheriff's Office, by Virtue of a Writ of Fieri Facias in his hands against Oliver Smith and Mary Barbara, his wife,—

The Right, Title, and Interest of the said Oliver Smith and Mary Barbara, his wife, of, in, and to all that Lower-roomed Brick-built Messuage, or Dwelling House, with a piece or parcel of Land thereunto belonging, containing, by estimation, Five Cottahs, more or less, situate, lying at Sakareetullah in Mullungah, in the Town of Calcutta, and butted and bounded as follows: (that is to say,) on the East by Land of Mr. Smith, on the West by Public Road, on the South by a Lane, and on the North by the House and Land of Rosseen Hawker.

The Conditions of Sale may be known by applying at the Sheriff's Office.

BANK NOTES LOST.

NOTICE is hereby given, that the halves of the two Bengal Bank Notes, Nos. 3442 and 11727, for 50 Rs. each, have been lost, and the payment of these Notes has been stopped at the Bank.

PORSNOTH GANGOOLY, by his Attorney
MUDOSOODUN GHOSE.

Calcutta, 11th December, 1839.

NOTICE of Public Sale for Arrears of Revenue, unless intermediately liquidated, at the Collector's Office, Zillah Hooghly, on Tuesday, the 31st December, 1839, corresponding with 17th Poose 1246, B. S.

Name of the Mohaul to be sold and of the Purgunnah in which it is situated, and Number of Lot in Collector's Sale Advertizement.	Recorded Proprietor.	Amount Sudder Jumma.	Arrears of Revenue, including Interest for the Month of May, 1839.	REMARKS.
25 Lot Mundulghaut, Purgunnah Ditto, ...	Dwarkanoth Taccoor, &c....	223988 2 5	1472 1 3	{ This Land produces Paddy, &c.
26. „ Duckhinbaur, Ph. Bauliah, ...	Nittanund Coondoo Chowdory, &c.	11756 4 10	737 6 5	
27. „ Saukkhally, Ph Ditto, ...	Joogulkissore Bissaus, &c	10148 0 8	798 13 3	Ditto.
28. „ Baheergunrah, Ph. Balleegurree, ...	Prawnnoth Chowdoorey, &c	7953 1 7	504 11 4	Ditto.
29. „ Cooldoho, Ph. Chundercona, ...	Calleepersaud Roy, &c. ...	10794 10 4	691 4 2	Ditto.
30. „ Lacorbaug, Ph. Ditto, ...	Juggomohun Mookerjio, &c.	11239 7 2	289 8 10	Ditto.
31. „ Bonepoor, Ph. Ditto, ..	Bissumbhur Seel, &c.	10840 7 9	685 9 3	Ditto.
32. „ Agore, Ph. Ditto, ...	Juggomohun Mookerjio, &c.	10984 10 7	688 3 6	Ditto.

Zillah Hooghly, Collector's Office, 4th December, 1839.

W. H. BELLI, Collector.

NOTICE of Public Sale for Arrears of Revenue, unless intermediately liquidated, at the Collector's Office, Zillah Hooghly, on Tuesday, the 31st December, 1839, corresponding with 17th Poose 1246, B. S.

Names of the Mohaul to be sold, and of the Purgunnah in which it is situated, and Number of Lot in Collector's Sale Advertizement.	Recorded Proprietor.	Amount Sudder Jumma.	Arrears of Revenue, including Interest for the Month of May, 1839.	REMARKS.
24 Lot Mamoodpoor, Ph. Chowmoha, ...	Gobind Chunder Bundo- } padea, &c.	10331 4 9	1190 1 0	{ This Land produces Paddy, &c.
25. „ Bhahadoorpoor, Ph. Balleegurree, ...	Persunno Coomar Taccoor, ...	16002 0 1	1768 4 9	
100. „ Mancoondah, Ph. Boroee, ...	Dwarkanauth Tagore, &c. ...	2331 8 7	292 15 6	Ditto.

Zillah Hooghly, Collector's Office, the 4th December, 1839.

W. H. BELLI, Collector.

NOTICE of Public Sale for Arrears of Revenue, unless intermediately liquidated at the Collector's Office, Zillah Moorshehabad, on Wednesday, the 18th Instant, or 4th Poose 1246 B. S

Name of Mohals to be sold, and of the Purgunnah in which they are situated, and No. of the Lot in the Collector's Sale Advertizement.	Recorded Proprietors.	Annual Sudder Jumma	Arrears of Revenue including Interest up to the Kist of October 1839, E. S	Remarks.
1. Ph Koonwur Pertab, &c..	{ Rajah Kishen Chund Sing and Rannee Unnopoorna, }	1,82,647 9 6	25,814 12 7	{ This land produces Indigo, Mulberry, Paddy & Sugar Cane.
2. Hooda Ecooree, &c.,.....	{ Rajah Kishen Chund, Kooer Ram Chand Singlis, and Rannee Jurrao Koonwur, }	1,05,428 8 8	14,715 14 3	
3. Kist. Ph. Casheepoor, ...	{ Doorgapershand &c. 9 individuals, ...	8,076 12 5	1,884 8 4	Ditto.
The abovementioned Estates are still under Butwarra.				
4. Ph. Rokunpoor, ...	Sectanath Sandiani, ...	69,762 12 11	7,557 12 10	Ditto.
5. Hooda Shekhalleepoor, ...	Doolah Dehya, &c., ...	9,848 11 4	818 13 7	Ditto.
6. Hooda Poorooottumbattee,	Seeb Narain Ghose, ...	8,356 8 2	1,007 9 1	Ditto.
7. Hooda Paikabattee,.....	Meeah Murjan, &c., ...	11,530 4 3	915 4 7	Ditto.
8. Dihee Churkha Gunkur,...	Beejoy Gobind Bural. &c., ...	14,886 12 10	2,349 8 5	Ditto.
9. Kist. Ph. Dyanuggur.	Fugcer Oolla, &c., ...	9,590 12 8	979 12 3	Ditto.
10. Turf Mooneeah Dihee, ...	Mohesh Chundur, &c., ...	12,916 4 3	2,178 7 0	Ditto.

Moorshehabad, Collector's Office, the 7th December, 1839.

PIERCE TAYLOR, Collector.

NOTICE.—The Effects of the late Dr. Chalaboff, are under the charge of this Court, and will be delivered to any person authorized to receive them.

A. SPEIRS, Judge.

Dewanj Adawlut, Zillah Coonpore, }
the 29th November, 1839.

NOTICE.—Mr. George Gillanders and Mr. Adam Steuart Gladstone, are admitted Partners in our Concerns in Liverpool and here.

GILLANDERS, ARBUTHNOT & CO.

THE Public are hereby informed, that the Sub-Treasurer will negotiate Bills upon the undermentioned Provincial Treasuries, at the rates cited, to the extent of the Surplus that is available at each Treasury :

LOWER PROVINCES.

Backergunge, ...	} at par and at sight.
Bhaugulpore, ...	
Beruhoom, ...	
Bograh, ...	
Burdwan, ...	
Furreedpore, ...	
Jessore, ...	
Nuddeah, ...	
Purneah, ...	
Pubnah, ...	
Rungpore, ...	
Durung (N. C. Assam)	} at a prem of 1 per Cent. and at 3 days sight.
Gowalparah, ...	

C. MORLEY, *Acct. General.*

Fort William, }
Accountant's General's Office, }
The 14th December, 1839. }

CIVIL SERVICE ANNUITY FUND.

NOTICE is hereby given, that the Annual General Meeting of the Subscribers to the Civil Service Annuity Fund will be held at the Town Hall, at One o'Clock p. m. on Wednesday, the 1st of January next, for the purpose of auditing the Accounts of the past year, for the election of Five Managers of the Fund for the year 1840, and for the consideration of any other questions that may arise or be referred to the Meeting.

J. P. GRANT,

C. S. A. F. O., }
the 18th November, 1839. }

Secretary.

Sree Mutty Khettermoney Dossee, Complainant,
vs.

Nubkissen Mitter and others, Defendants;

AND

Nubkissen Mitter and another, Complainants,
vs.

Hurloll Mitter and others, Defendants;

AND

Rogomoney Dossee, Complainant,
vs.

Nubkissen Mitter and others, Defendants.

NOTICE is hereby given, that pursuant to a Decretal Order of the Supreme Court of Judicature at Fort William in Bengal, made in these causes bearing date the 24th of October, 1834, the Creditors of the Joint Estate of Nubkissen Mitter, Gopeemohun Mitter, and Kistnocaunt Mitter, and also the separate Creditors of the said Nubkissen Mitter, Gopeemohun Mitter, and Kistnocaunt Mitter, and of Khettermoney Dossee and of Rogomoney Dossee, and of the said Khettermoney Dossee as Widow and Representative of Kistnocaunt Mitter deceased, and of the said Rogomoney Dossee as Widow and Representative of Gopeemohun Mitter deceased, and also the Creditors of Nubkissen Mitter and Issenchunder Sircar as pretended Executors of Kistnocaunt Mitter deceased, are hereby required to come before William Patrick Grant, Esquire, the Master of the said Court, on or before the 7th day of January next, and prove and establish their respective debts, otherwise they will be excluded from the benefit of the said Decree.

W. P. GRANT, *Master.*

Calcutta, Supreme Court, Master's Office, 9th October, 1839. }

NATHL. HUDSON, Solicitor for Sreemutty Khettermoney Dossee.

Supreme Court of Judicature at Fort William.

Pursuant to an order of Court made on the 27th of August last, in a cause in which Sreemuttee Burmoye Dossee is Complainant and Radhanath Ghose heir and representative of Nurronarain Ghose is Defendant. Notice is hereby given, that on Monday the 16th of December, instant, at 12 o'Clock at the Office of the Receiver of the Supreme Court the following Talooks, &c. will be let to farm on two several leases each for the same period, and for such term as may be agreed upon at the time of the bidding to the person or persons making the best offer, viz.

1st. Pergunnah Soojannagore, consisting of Six Villages; Pergunnah Sonagon; Nooroolapoor consisting of Fourteen Villages Pergunnah Bulorampore, consisting of Twenty-One Villages; Pergunnah Jehangeernagore, consisting of Seven Villages; Pergunnah Mojoompoor, consisting of Five Villages; Pergunnah Sooltanpertap, consisting of Two Villages; in the Zillah of Dhaka, Julalpoor, and a Dwelling-House at Dhaka.

Also, a Village in Khareejah Pergunnah Kasseem-poor Silaputty, and a part of a Village in the Pergunnah Nazeerpore, Tupay Nazeerpore, in Zillah Backergunge.

2d. A Dwelling-House and four several Gardens in Moujah Bural in Pergunnah Magoorah in the Zillah of the 24-Pergunnahs.

For further particulars apply at the Receiver's Office.

Receiver's Office, Court House }
2d December 1839. }

BENGAL MILITARY FUND.

IN conformity to the 26th and 27th Article of the Regulations, a General Meeting of the Subscribers of the Military Fund will be held at the House of Mr. Martindell, the Secretary, No. 7, Elysium Row, on Friday, the 21th January next, at 10 o'Clock in the morning, for the election of Directors for the ensuing year, and for the inspection and approval of Accounts of the Fund, and of the Proceedings of the Directors for the past year.

J. W. J. OUSELEY, *President.*

Calcutta, Military Fund Office, }
the 25th November, 1839. }

NOTICE is hereby given, that the Effects appertaining to the Estate of Pierce Tydd Mosse, Esquire deceased, late a Lieutenant in the Service of His Highness the Rajah of Nagpoor, are now under the Seal of this Court, and will be made over to any person duly authorized to receive the same.

A. WHEATLEY,

Offg. 1st Junior Asst. Commr.

Seonee Foujlahee Adawlut, }
the 30th November, 1839. }

NOTICE.—The Effects of the late Mr. John Shaw, Junior, Attorney and Manager for the Firm of T. F. Thomson and Co. Hardware and General Store Keepers, who died at this Station on Saturday 26th ultimo, are under Seal of this Court and will be delivered to any person legally authorized to receive them.

H. T. TAPP, *Col., Political Agent.*

Magistrate's Office, }
Simlah, }
The 4th November, 1839. }



The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press before Noon of Tuesday, and those of a few lines only before 5 P. M. of that day.

WEDNESDAY, DECEMBER 18, 1839.

FORT WILLIAM, LEGISLATIVE DEPARTMENT, THE 2d DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 2d December, 1839, with the assent of the Right Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No XXVI of 1839

An Act for regulating inquiries into the truth of matters implicating the public conduct of Officers not removable without the sanction of Government within the Presidency of Fort William in Bengal.

I Whereas it is expedient to consolidate the enactments contained in the Regulations concerning inquiries into the truth of matters implicating the public conduct of European Officers and to amend the same in various particulars, and to extend the same to all Officers not removable without the sanction of Government.

It is hereby enacted, that such parts of Sec. 10, Reg. V of 1793, and of Sec. 10, Reg. IV of 1803 as relate to charges of Corruption,

Sec. 8, Reg. VI of 1793,

Sec. 8, Reg. V of 1803,

Clauses 9, 10, and 11, and such other parts of Sec. 9, Reg. XIII of 1793 as relate to Covenanted Servants of the Company,

Clauses 9, 10, and 11, and such other parts of Sec. 12, Reg. XII of 1803 as relate to Covenanted Servants of the Company.

Sec. 4 and all the following Secs of Reg. VIII of 1806, Reg. X of 1806, excepting so much of Sec. 10 of that Regulation as relates to Security required from persons preferring charges against Hindoo or Mahomedan Law Officers, or Native Ministerial Officers of Courts,

Regulation XVII of 1813,

Regulation VIII of 1817,

And Secs. 5 and 6 of Reg. VIII of 1825, of the Bengal Code;

Together with so much of any Regulations as extends any of the above Regulations or parts of Regulations to any places within the Presidency of Fort William in Bengal, be repealed.

II And it is hereby enacted, that in the Territories subject to the Presidency of Fort William in Bengal, whenever either of the Courts of Sudder Dewanny and Nizamut Adawlut, either of the Sudder Boards of Revenue, or the Board of Customs, Salt and Opium, shall be of opinion that substantial grounds exist for making a regular and formal inquiry into the truth of any imputation of Official misconduct affecting any Officer subject to their controul respectively, and not removable without the sanction of Government, they shall submit the documents on which their opinion may be founded, together with a statement of the charges reduced to distinct articles which they may propose to be made the subject of a regular investigation, to the Governor of Bengal, or to the Lieutenant-Governor of the North Western Provinces, or to any functionary exercising the authority of Government in the North Western Provinces, as the case may be, according to the authority to which they may be subject, for his consideration and orders.

III And it is hereby enacted, that any charge or information, of the description aforesaid, may be preferred direct to either of the Courts of Sudder Dewanny and Nizamut Adawlut, either of the Sudder Boards of Revenue, or the Board of Customs, Salt and Opium, respectively, who shall examine the complainant or informant circumstantially upon oath, or upon solemn affirmation if he be entitled to be exempted from taking an oath, and require the party accused to explain or reply to any matters they may deem to need explanation and make such further inquiries upon oath or affirmation upon the subject as they may judge proper.

IV And it is hereby enacted, that any charge or information may also be made before any Judge Magistrate, Commissioner of Revenue, or Collector, for any acts of the description beforementioned committed within their jurisdiction, respectively, who shall examine the complainant or informant circumstantially upon oath, or upon solemn affirmation if he be entitled to be exempted from taking an oath, and shall transmit the deposition so taken to the Sudder Dewanny and Nizamut Adawlut, the Sudder Board of Revenue, or the Board of Customs, Salt and Opium, according as the person accused may be subject to those Authorities respectively.

V And it is hereby provided, that it shall not be lawful for the Courts of Sudder Dewanny and Nizamut Adawlut, or the said Boards, respectively, to act upon any such charge or information, unless the person preferring the same shall make oath, or solemn affirmation in case he be entitled to be exempted from taking an oath, that he believes the facts on which the charge is grounded to be true.

VI And it is hereby provided, that it shall be lawful for the Courts of Sudder Dewanny and Nizamut Adawlut, and for the said Boards, respectively, to dismiss any such charge or information, where they do not see any substantial reason for entering further into the inquiry. Provided, that on every occasion when they shall dismiss any such charge or information, they shall submit the same, together with all the circumstances of the case, in like manner as is provided in Section II of this Act.

VII And it is hereby provided, that the said Courts of Sudder Dewanny and Nizamut Adawlut, and the said Boards, respectively, may, at any stage of the inquiry into such matters as aforesaid, require the person preferring such charge or information as aforesaid to furnish such security as may be deemed reasonable that he will attend and prosecute the charge to a conclusion, and in the event of security being so required all proceedings shall be stayed until the same shall be furnished accordingly.

VIII And it is hereby provided, nevertheless, that if any matter of the nature aforesaid affecting such Officer as is mentioned in the second Section of this Act shall appear in the course of any proceedings, whether preliminary or otherwise, which shall come before or be reported to either of the Courts of Sudder Dewanny and Nizamut Adawlut, or any of the said Boards, respectively, those authorities shall act upon such matter, or institute such inquiry upon oath or affirmation as aforesaid into the same as they shall deem proper for the purpose of such reference as aforesaid to the Governor of Bengal, or to the Lieutenant-Governor of North Western Provinces, or to the Authority exercising the powers of Government in those Provinces as aforesaid, although no charge or information be preferred as aforesaid; and in such cases it shall not be necessary, before acting upon or instituting any inquiry concerning any matter so appearing in the

course of proceedings, to require any oath or affirmation in regard to the truth of such matter.

IX And it is hereby enacted, that if the Governor of Bengal, or the Lieutenant-Governor of the North Western Provinces, or the Authority exercising the powers of Government in those Provinces as aforesaid, upon such reference as is mentioned in the second Section of this Act, shall concur with the Authority by which it may be submitted, or if such Governor or Lieutenant-Governor or authority exercising the powers of Government shall from information of the description aforesaid that may be laid before him in respect to such officers as aforesaid not directly subject to the Courts or Boards above named deem it necessary to institute proceedings against any such Officers, he shall appoint a Commissioner or Commissioners for making a regular and formal inquiry into the truth of the matters referred

X And it is hereby enacted, that on the appointment of every such Commission, the said Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, shall direct whether the Commission shall be placed under the control of any of the Authorities aforesaid, or shall act immediately under the authority of Government, and all Commissions appointed as aforesaid shall be guided by the instructions which they may receive in this behalf from the Government to which they may be respectively subordinate.

XI And it is hereby enacted, that the Commissioner or Commissioners appointed as aforesaid, before entering on the discharge of his or their duties, shall take the following oath —

I, A. B., Commissioner for the purpose of (here state the object of the Commission) do solemnly swear that I will faithfully and impartially perform the duty committed to me without fear, favor, or bias to the best of my ability, knowledge, and judgment, so help me God.

XII And it is hereby enacted, that whenever a charge shall be referred for investigation to a Special Commission, the said Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces will determine whether the conduct of the prosecution shall be left to the accused, or be undertaken on the part of Government. In the latter case, the said Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, will nominate such person or persons as may be deemed proper, to conduct the prosecution on behalf of Government.

XIII And it is hereby enacted that it shall be the duty of Commissioners appointed under this Regulation, after receiving the plaint or charge, and the documents from which the same may have been prepared, to call upon the person accused for his reply to the accusation, to examine upon oath, or under a solemn declaration, the witnesses named by the accuser or the accused, to receive any further written documents offered in support of, or against the accusation, and to call for and take any further requisite evidence which may be indicated by the witnesses adduced or documents exhibited by either party, and may appear to be necessary for the ascertainment of facts, or the discovery of the truth or falsehood of the charges, or of any part thereof.

XIV And it is hereby enacted, that for the discharge of the duties specified in the preceding Section, or any other functions which may be delegated to a Commission under this Regulation, such Commission shall be vested with the same powers as are exercised by the Zillah and City Courts, except that all process to cause the attendance of witnesses, or other compulsory process, shall be served through the Zillah or City Judge in whose jurisdiction the Commission may be held, and executed by the Zillah or City Judge in whose jurisdiction the witness or other person upon whom the process is to be served may reside.

XV And it is hereby enacted, that on the close of the evidence for the prosecution and defence, the accused shall be at liberty to record any observations upon the result of the inquiry which he may think necessary for the vindication of his conduct and character. The accuser, or the person appointed to conduct the prosecution on the part of Government, shall also be at liberty to record any remarks on the subject of the prosecution which he may deem requisite.

XVI And it is hereby enacted, that as soon after the conclusion of the proceedings as circumstances shall permit, the Commissioner or Commissioners shall, when the Commission shall be instructed to act immediately under the authority of Government, submit directly to the Government to which he or they may be subordinate, and in other cases to the controlling Court or Board, the proceedings under the Commission, accompanied by translations of papers not in the English language, together with a summary of the pleadings and evidence, and his or their opinion of the merits of the case.

XVII And it is hereby provided, that it shall be lawful for the said Governor, Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, or the Controlling Court or Board, upon

consideration of the report of any such Commission as aforesaid, to direct the Commissioner or Commissioners to take further evidence, or to give further explanation of his or their opinion or opinions connected with the case investigated, and the Commissioner or Commissioners are authorized and required to take such further evidence, and to give such further explanation.

XVIII And it is hereby enacted, that the Sudder Dewanny and Nizamut Adawlut, or the Board to which any report of a Commissioner or Commissioners may be submitted as aforesaid, after due consideration of the same, and after obtaining such further evidence or explanations as they may require, shall submit the whole of the proceedings and documents received by them to the Government to which they may be subordinate, together with their opinion whether any and what charges have been established against the accused.

XIX And it is hereby provided, that whenever a Special Commission may be appointed under the Provisions of this Act, the said Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces will determine, on a view of the nature and circumstances of the case, whether the accused officer shall be suspended from the discharge of the functions of his office, and if so, whether he shall be permitted to draw the established allowances of his office, or otherwise.

XX And it is hereby provided, that the Governor, or Lieutenant-Governor, or Authority exercising the powers of Government in the North Western Provinces, on consideration of the report and proceedings submitted to him, in pursuance of Sections XVI and XVIII of this Act will pass such decision on the case as may appear to him most consonant to the principles of justice, and consistent with the powers possessed by Government in matters of this description, and in the event of his deeming it necessary that the party accused should be brought to trial, by a public prosecution before a competent Court of Law, will issue the necessary instructions for that purpose to the Law Officers of Government. But whatever proceedings may be had or whatever decision or order may be passed by Government, individuals deeming themselves aggrieved by any public Officer will be at all times at liberty to seek redress according to the ordinary forms prescribed by Law.

XXI And it is hereby enacted, that nothing in this Act contained shall be construed to repeal the provisions respecting the dismissal and suspension of Principals and other Sudder Amiens contained in Section XXVI of Reg. V of 1831, or the provisions respecting the dismissal of Deputy Collectors contained in Section XXV of Reg. IX of 1831. Provided always that it shall be lawful for the Governor of Bengal or the Lieutenant-Governor of the North Western Provinces, or the Authority exercising the powers of Government in these Provinces, respectively, upon any such reference as is mentioned in Section XXVI of Reg. V of 1831 and Section XXV of Reg. IX of 1831 at his discretion to appoint a Commissioner or Commissioners for making such regular and formal inquiry touching imputations of official misconduct affecting any Principal or other Sudder Amien or any Deputy Collector as he shall think fit in manner as is directed by this Act, and subject to its provisions.

J. P. GRANT,

Offy Secy to the Govt of India.

LEGISLATIVE DEPARTMENT

THE 2D DECEMBER, 1839.

The following Regulation made and passed by the Hon'ble Court of Directors of the East India Company under the Authority given to them by the Act of the 37th George III. Cap. 117, is published for general information by order of the Hon'ble the President of the Council of India in Council.

A Regulation relating to the Trade of Foreign Ships with India.

Preamble. Whereas a Regulation was made and passed by the Court of Directors of the East India Company and transmitted to India by a despatch dated the 28th day of July 1837, and promulgated by the Supreme Government on the 29th day of December 1837, for rescinding and re-enacting with modifications certain provisions contained in a Regulation made and passed by the said Court of Directors on the 12th of August 1829, for regulating the Trade of Foreign Nations with the Ports and Settlements of the British Nation in the East Indies, and whereas doubts have arisen as to the true intent and meaning of certain parts of such Regulation and it is expedient that such doubts should be removed, the Court of Directors of the said Company, by virtue of the powers granted to them by the Act passed in the 37th year of the

reign of his late Majesty King George the third, entitled an Act for regulating the Trade "to be carried "on with the British Possessions in India by the "Ships of Nations in amity with His Majesty," have rescinded the whole of the said Regulation and in lieu thereof have framed the following Regulation.

Foreign Ships belonging to any State or Country in Europe or in America so long as such States or Countries respectively remain in amity with Her Majesty may freely enter the British Sea Ports and Harbors in the East Indies, whether they come directly from their own Country or from any other place, and shall be there hospitably received and shall have liberty to trade there in Imports and Exports conformably to the Regulations established or to be established in such Sea Ports, provided that it shall not be lawful for the said Ships to receive Goods on board at one British Port of India to be conveyed to another British Port of India on Freight or otherwise, but nevertheless the original inward Cargoes of such Ships may be discharged at different British Ports, and the outward Cargoes of such Ships may be laden at different British Ports for their Foreign destinations. And provided further, that it shall not be lawful for the said Ships in time of War between the British Government and any State or Power whatsoever, to export from the said British Territories without the special permission of the British Government any Military or Naval Stores, Saltpetre or Grain.

J. P. GRANT,

Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,

THE 16TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 16th December 1839, with the assent of the Right Hon'ble the Governor General of India, which has been read and recorded.

Ordered, that the Act be promulgated for general information.

Act No. XXVII. of 1839.

An Act for authorizing the Court of Requests for the Town of Calcutta to execute decrees passed by the Judge of the Dewanny Adawlut of the Zillah of the 24-Pergunnahs in certain cases.

I. Whereas execution of the decrees of the Courts of Justice of the Zillah of the 24-Pergunnahs is often defeated by the parties against whom the same have been obtained absconding from the limits of the said Zillah into the Town of Calcutta; and whereas by Regulation XVI. of 1812 of the Bengal Code provision is made, where the like inconvenience occurs by parties absconding from the Town of Calcutta into the said Zillah, for the Judge of the said Zillah enforcing the judgments of the Court of Requests of the Town of Calcutta:

It is hereby enacted that if the defendant in any suit decided by any Court of Justice of the Zillah of the 24-Pergunnahs the plaintiff in which shall have obtained a decree, shall retire before execution of the same into the jurisdiction of the Court of Requests, that Court upon receiving a written application from the Judge of Dewanny Adawlut of the Zillah of the 24-Pergunnahs, setting forth the above circumstances, and accompanied by a copy of the decree duly authenticated, is hereby authorized and directed to proceed to execute the said decree in the mode prescribed for the execution of judgments obtained in the Court of Requests, and on payment of the like costs as are demanded for the execution of such judgments in ordinary cases. Provided always that nothing in this Act contained shall be held to authorize the said Court of Requests to execute any decree except the cause of action in respect of which such decree was obtained were such that if it had occurred within the local jurisdiction of the said Court it would have been cognizable by the same.

J. P. GRANT,

Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,

THE 9TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 9th December, 1839, with the assent of the Right

Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No. XXVIII. of 1839.

An Act for the Regulation of Buildings in the Islands of Bombay and Colaba.

I. It is hereby enacted, that the first twelve Articles of Rule Ordinance and Regulation III of 1812, passed by the Governor of Bombay in Council, and the 18th, 20th, and all following Articles of the same Rule Ordinance and Regulation, and the 1st, 2d, 5th and 7th Articles of Rule Ordinance and Regulation III of 1815, passed by the said authority, be repealed.

II. And it is hereby enacted, that, all persons intending to erect or rebuild any building within the Islands of Bombay and Colaba which shall approach in any part within twenty-five feet of the edge or side of any public road, street, or other thoroughfare, or intending to alter any building within the said Islands by extending the foundation thereof, so that any part of such foundation shall approach within the same distance of the edge or side of any such public place, shall, before commencing to do so, obtain from the Collector of Land Revenue in Bombay a certificate of the specific ground intended to be used, and from the Surveyor to the Court of Petty Sessions in Bombay an endorsement on such certificate, of the nature of the work which, consistently with the provisions of this Act, and with public convenience, and according to the intention of the party, can and is proposed to be executed.

III. And it is hereby enacted, that in all cases in which the Surveyor to the said Court of Petty Sessions shall be satisfied that the intended building or alteration is in compliance with the provisions of this Act, and that no part of the ground to be covered thereby is wanted for public purposes, he shall endorse the said certificate as above enacted, and in case any party shall feel aggrieved by the withholding of such endorsement, or by the terms or restrictions of any such endorsement, he shall be at liberty to bring the matter of his complaint before the said Court of Petty Sessions, whose decision thereon shall be final; provided always that no certificate, and no such endorsement thereof as aforesaid, and no decision of the said Court of Petty Sessions thereon, shall be construed as an adjudication upon or as in any way affecting the right or title of any person to the ground or building referred to in such certificate and endorsement or any part thereof.

IV. And it is hereby enacted, that should any person, having obtained a certificate and endorsement as aforesaid, find it desirable during the progress of the work to deviate from his original plan, he shall not be at liberty to do so without the sanction in writing of the said Surveyor to the Court of Petty Sessions to such proposed deviation, with liberty however to the party to appeal to the said Court as provided in Section III of this Act.

V. And it is hereby enacted, that should the erection, rebuilding, or such alteration as aforesaid of any such building be commenced without such certificate and endorsement as above required, or contrary to the terms of any such certificate and endorsement, (such deviation not having been duly sanctioned as aforesaid,) every person offending herein shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 rupees.

VI. And it is hereby enacted, that whoever shall alter any such certificate as aforesaid without the sanction of the Collector of the Land Revenue and of the Surveyor to the Court of Petty Sessions, or shall alter any endorsement thereon without the sanction of the Surveyor to the Court of Petty Sessions, shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 rupees, or by imprisonment in the house of correction for any time not exceeding four calendar months, with or without hard labor.

VII. And it is hereby enacted, that no building hereafter to be erected within the walls of the Fort of Bombay shall be erected higher than 50 feet measured from the surface of the street to the extreme of the roof; provided that light open balustrades or railings of any material not inflammable may be added round the outer edge of the roof for the purpose of guarding against accident, but such balustrades or railings are to have no roof or covering; and all persons offending herein shall on conviction before the said

Court of Petty Sessions be punishable by fine not exceeding 500 rupees.

VIII. And it is hereby enacted, that no cudjans or other inflammable materials shall be made use of in the external roof or walls of any building within the Fort walls of Bombay, nor in the external part of any building without the Fort walls of Bombay in any place or places within the Islands aforesaid to be declared by the Governor of Bombay in Council by Proclamation in the Government Gazette, and that every person offending herein shall on conviction before the said Court of Petty Sessions be punishable by fine not exceeding 500 rupees.

IX. And it is hereby enacted, that no building of any description shall be erected in the Islands of Bombay or Colaba in such manner as shall destroy, injure, or prejudicially interfere with any of the water courses or the drainage of the said Islands, or either of them, and upon notice being given by the said Surveyor of the Court of Petty Sessions to the owner or other person under whose directions any work may be going on, that such work is injurious to and does or will interfere with any water course or the drainage of the said Islands or either of them, such person shall immediately thereupon discontinue such work, and if he feels aggrieved by such notice, shall bring the matter of his complaint before the said Court of Petty Sessions, whose opinion and adjudication thereon shall be final; and in case such person shall not, on receiving such notice as aforesaid, discontinue the said work, he shall be punishable on conviction before the said Court of Petty Sessions, by fine not exceeding rupees 500.

X. And it is hereby enacted, that in case the said Court of Petty Sessions, on any appeal to them under the last preceding section, or upon special application of their Surveyor, and after hearing the parties concerned, shall be of opinion that the work deemed objectionable by the said Surveyor will destroy or be injurious to or prejudicially affect any of the water courses or the drainage of the said Islands or either of them, then the said Court shall make an order for the discontinuance and immediate removal of the said work, or of so much thereof as is objectionable; and in case the owner or other person conducting such work shall not obey such order, he shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding Rupees 500; and such work, or so much thereof as shall have been found to be objectionable, shall be forthwith taken down and removed by the Surveyor of the said Court, and the materials shall be sold and disposed of in the like manner as is hereinafter directed concerning the taking down of ruinous buildings.

XI. And it is hereby enacted, that when any building within the Islands of Bombay or Colaba shall be erected, rebuilt, or altered, in any manner contrary to the provisions of this Act, except as in the 9th section is mentioned, it shall be lawful for the Surveyor to the Court of Petty Sessions to give notice to the person or persons so offending forthwith to discontinue such work, and to pull down and clear away the same by a fixed day, and in the event of such work not being immediately discontinued, or of such order of removal not being complied with by the expiration of the time so fixed upon, the person or persons so disobeying such notice shall be punishable, on conviction before the said Court of Petty Sessions by fine not exceeding Rupees 500; and the Surveyor to the Court of Petty Sessions shall have power to cause the work to be taken down and removed, and to sell and dispose of the materials thereof in the like manner as is hereinafter directed concerning the taking down of ruinous buildings, provided always that nothing herein contained shall prevent the person or persons to whom such notice shall be given appealing therefrom to the said Court of Petty Sessions, which Court shall have power to quash, alter, or confirm the same, and to extend the time named therein, and to punish any frivolous appeal with double costs.

XII. And it is hereby enacted, that every person rebuilding any building of which any part is situated within twenty-five feet of the edge or side of any public road, street, or other thoroughfare within the Islands aforesaid, shall be liable to be required, for the purpose of widening such road, street or other thoroughfare, to carry back his building so far and to give up so much of the site of the old building, or of the compound in which the same was standing, or of the uninclosed ground if any lying in front of the old building and between the same and the road, as shall be specified in the endorsement to be made on the

certificate of the Collector of Land Revenue under this Act, but such endorsement shall be subject in all cases to the revision and final decision of the said Court of Petty Sessions, in the event of an Appeal thereto from the terms of the same, and the party so required shall be entitled to such compensation as is hereinafter provided.

XIII. And with the view of preventing fraudulent evasions as to the giving up of ground under the last section, it is hereby enacted, that every person rebuilding, repairing, altering or in any way strengthening the foundation or lower part of any building within twenty-five feet of the edge of any public road or street within the Islands aforesaid, and then within three years therefrom substantially rebuilding the remaining part of the said building upon the old foundation or lower part so rebuilt, repaired, altered or strengthened as aforesaid, shall be deemed to have rebuilt the entire building within the meaning of the last Section.

XIV. And it is hereby enacted, that should any steps project into any public road, street, or other thoroughfare in front of any house the space covered by such steps shall not be considered as part of the ground to be given up under this Act, but the ground to be given up shall be measured from the exterior of the building itself.

XV. And it is hereby enacted, that the Court of Petty Sessions, with the sanction of the Governor of Bombay in Council, shall at all times have power and authority to require any ground within the Islands of Bombay or Colaba to be given up for the purpose of widening or altering any existing public road, street, or other thoroughfare, or drain, or for making any new public road, street, or other thoroughfare, or drain.

XVI. And it is further enacted, that wherever ground required to be given up under any of the preceding Clauses, or any building thereon, shall be or be of the nature of private property, or when being ground of the Hon'ble Company any substantial improvement shall have been made in the value thereof, the Surveyor to the Court of Petty Sessions shall cause an estimate to be made of such private interest, or of any such improvement, and the amount of such estimate, if duly sanctioned by the Hon'ble the Governor in Council, or such other sum as that authority shall sanction, shall be offered by the said Surveyor to the owner or other person in possession of the said ground or building, and if such offer be accepted the amount thereof shall be paid to such owner or other person whose receipt for the same shall be a sufficient release and discharge to the said Court of Petty Sessions, and thereupon the said Court of Petty Sessions shall become and be the legal owners of the said ground, or building, for the purposes of this Act, and all and every person or persons interested in the premises shall be thenceforth to all intents and purposes divested of all right, title, and interest of, in, or to the same, provided always that nothing herein contained or hereby authorized shall have the effect of deciding that the person to whom any money shall be paid as aforesaid is in law or equity the owner of any part of such money, and in case any conflicting claims shall be set up thereto before the same shall have been paid over, such sum shall be then dealt with in the manner provided in Section XXI hereinafter contained.

XVII. And it is further enacted, that where such offer shall be made as aforesaid, and the person or persons to whom the same shall be made shall refuse to accept the same, as being less than the value of the said property or interests, then and in such case the Court of Petty Sessions shall cause the value of the property or interests for which compensation is to be given to be ascertained by a Jury of twelve indifferent men resident on the Island, to be Summoned by the Sheriff in manner hereinafter mentioned, and the said Court of Petty Sessions is hereby empowered to call before the said Jury by a written notice for that purpose to be given, and to examine upon oath, all persons who shall be thought necessary and capable of giving evidence concerning the premises, and the said Court shall cause the said Jury to view the property in question, and shall use all other lawful means as well for their own as for the said Jury's information on the premises, and after the said Jury shall have so settled the value of the said property, or interest, such valuation so made shall be final and conclusive to all intents and purposes against all persons, and the amount thereof shall be paid as hereinafter mentioned.

XVIII. And it is hereby enacted, that for summoning and returning a Jury under the last preceding Clause the said Court of Petty Sessions shall have authority from time to time to issue their warrant to the said Sheriff of the Town of Bombay, thereby requiring him to summon and return an indifferent Jury of twenty-four persons resident on the Island of Bombay, to be selected from the Petit Jury list for the time being, to appear before the said Court of Petty Sessions at such time and place as in the said warrant shall be appointed, of which time and place all parties interested shall have ten days notice in writing to be given to the said parties personally or left at their usual place of abode; and the said Sheriff is hereby required to summon and return such twenty-four persons accordingly, and out of the persons so summoned and returned, or out of such of them as shall appear, the said Court shall cause to be sworn twelve, who shall be the Jury for the purpose aforesaid, and all persons concerned shall have their lawful challenges against any of the said Jurymen when they come to be sworn, and the said Court acting in the premises shall have power to impose any reasonable forfeiture, not more than 200 Rupees, upon any person who shall be summoned and returned on such Jury and shall not appear, or who shall refuse to be sworn on such Jury, or in any manner wilfully neglect his duty there in contrary to the meaning of this Act, and also upon any persons who, having been duly summoned to give evidence touching any matter in question, shall refuse to appear, or appearing shall refuse to be examined or give evidence, which said forfeiture shall be and is hereby made payable to the Court of Petty Sessions for and on account of the County fund.

XIX. And it is hereby enacted, that the said Sheriff shall be allowed for every warrant to his Bailiff for summoning every Jury ten rupees and no more, and for every return of a Jury four Rupees and no more, and for attending the Court of Petty Sessions on the assembling every Jury fifteen Rupees and no more, and such fees and other expenses of and attending the assembling the said Jury shall be borne and paid by the Court of Petty Sessions out of the County fund, if the valuation fixed by the said Jury shall exceed the original offer made under Section XVI of this Act, and by the other party if such valuation shall be equal to or less than the said offer, and in all cases where the said Court of Petty Sessions shall be entitled to receive any costs or expenses under this Clause the said Court shall be empowered to levy and raise the same in the same manner as if the same were a fine or other penalty.

XX. And it is further enacted, that in all cases where money shall be paid to any person or persons as a compensation under this Act, the same shall be paid out of the County fund, and shall be subject to the same use or uses, and the same charges, liens, or incumbrances in all respects as the interests or property for which such compensation shall be paid were subject to at the time of the payment thereof.

XXI. And it is further enacted, that in every case wherein conflicting claims are set up to any property or interest which the Court of Petty Sessions may require for carrying into execution the purposes of this Act, and for which under the provisions thereof any compensation shall be payable, such compensation shall be paid into the hands of the Accountant General of the Supreme Court of Bombay, for the use and benefit of such persons as shall appear entitled thereto by any decree or judgment of the said Supreme Court, and the receipt of the said Accountant General shall be a sufficient discharge to the Court of Petty Sessions, who shall from the date thereof become and be the legal owners of the said ground or building for which such money shall be so paid.

XXII. And it is hereby enacted, that the Surveyor or to the said Court of Petty Sessions shall cause notice in writing to be given to the owner or occupier of any building or land within the Islands aforesaid from which any gallery, balcony, roof, weather frame, spout, gutter or other thing shall in future be made, which shall overhang or jut into or in any way project or encroach upon any public road, street, or other thoroughfare, that he do take down, remove, alter, or regulate the same in such manner as not to incommode the public. And in case such owner or occupier shall refuse or neglect so to do for the space of fifteen days next after such notice shall have been given to him, the person or persons disobeying such notice shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 Rupees. And the said Surveyor shall have power

to cause the nuisance to be taken down and removed, and to sell and dispose of the materials thereof in like manner as is hereinafter directed concerning the taking down of ruinous buildings; provided always that nothing herein contained shall prevent the person or persons to whom such notice shall be given appealing therefrom to the said Court of Petty Sessions, which Court shall have power to quash, alter, or confirm the same, and to punish any frivolous appeal with double costs. Provided also that tiled roofs or weather frames of at least twelve feet high above the surface of any public road, street, or other thoroughfare, may be projected to the extent of two feet above the same.

XXIII. And it is hereby provided, that it shall be lawful to the Surveyor to the Court of Petty Sessions, with the approbation of the said Court, to give permission in writing to the owner or occupiers of buildings in public thoroughfares twenty-five feet in width and upwards, within the Islands aforesaid, to project tiled roofs or weather frames from the Upper stories of their Houses to the extent of three feet beyond their foundation, or over any public road, street, or other thoroughfare, and to the occupiers of buildings in exposed situations facing between the South and West in Streets of the above width to make such projection to the extent of five feet.

XXIV. And it is further enacted, that where any scaffolding shall be used in or near any public road, street, or other thoroughfare, in building, repairing, or altering any house, or building, within the Islands aforesaid, it shall be lawful for the Surveyor to the said Court of Petty Sessions, if he shall think fit so to do, to give notice in writing to the owner or occupier of such house, or building, or other person directing the work, to cause such scaffolding to be masked or covered on the outside thereof so as to prevent any thing falling therefrom to the injury of persons passing below, and if the owner, occupier or other person as aforesaid shall neglect to obey such notice within a reasonable time after receiving the same, such offender shall be punishable on conviction before the Court of Petty Sessions by fine not exceeding 500 Rupees.

XXV. And it is further enacted, that the tiles of roofs within the said Islands shall be properly secured, so as to prevent their falling to the injury of passengers on any public road, street, or other thoroughfare, and the owner or occupier of any house the tiles of which are not so secured shall, if he neglect to secure the same within one week after having received notice so to do from the said Surveyor to the Court of Petty Sessions, be punishable on conviction before the said Court by fine not exceeding 500 Rupees.

XXVI. And it is hereby enacted, that it shall be lawful for the Surveyor to the Court of Petty Sessions to give notice in writing to the owner or occupier of any house, or building, within the Islands aforesaid, from which water may fall on any public road, or ground, to put up such gutters or channels for catching and conveying the water elsewhere as may be necessary, and on non-compliance with such notice within one week from the time of receiving the same, the offender shall be punishable before the said Court of Petty Sessions by fine not exceeding 500 Rupees.

XXVII. And it is hereby enacted, that when any building or any part thereof at or near any public road, street, or other thoroughfare in any part of the said Islands, is in a ruinous condition, it shall be lawful for the said Surveyor to the Court of Petty Sessions to cause a sufficient boarding or protection to be put up for the safety of all passengers, and the said Surveyor shall cause notice in writing to be given to the occupier if any, and if not cause a notice to be affixed to the door or other exposed part of such building, to repair or pull down the same within fourteen days from the date of such notice, and if such occupier or the owner do not begin to repair or take down the same within such term of fourteen days and complete the same as soon as the case will admit, it shall be lawful for the Surveyor to the Court of Petty Sessions to cause such building, or so much thereof as may be ruinous, to be taken down and removed in such manner as shall be requisite, and to sell and dispose of the materials thereof, and by and out of the monies arising by the sale thereof to reimburse himself and, all persons by him employed for the purpose all the charges of putting up such boarding, and of taking down and removing such building, and of selling the said materials as aforesaid, and the surplus of such monies if any shall be paid to the owner of such house or building upon personal

demand thereof made by such owner, and if no such demand be made, then to the Court of Petty Sessions for the benefit of the person or persons entitled thereto, and if no demand shall be made to the said Court for the money so paid in before the expiration of twelve Calendar months from the receipt thereof by the said Court, the same shall be added to and become part of the County Fund.

XXVIII. And it is hereby enacted, that whenever the money produced by any sale to be made by the Surveyor to the Court of Petty Sessions under this Act shall be deficient to cover the expenses of the said Surveyor, and the persons employed by him, then the said Court of Petty Sessions shall pay such deficiency to the said Surveyor out of the County Fund, and shall have power to levy and raise the same by distress and sale of the goods and chattels of the offender in the same manner in all respects as fines and penalties are levied by the said Court.

XXIX. And it is hereby enacted, that in case any part of the land constituting the public streets, or roads, or other thoroughfares of the said Islands beyond the limits of the Town of Bombay, shall become useless and unnecessary for the purpose of a public highway, it shall be lawful for the Governor of Bombay in Council to direct the Collector of Land Revenue of Bombay to take possession thereof for the use of the Honorable Company, and the Collector of Land Revenue shall take possession thereof accordingly.

XXX. And it is hereby enacted, that every Head Builder, Master Carpenter, Master Mason, or Labourer who shall in erecting, re-building or repairing, altering or adding to any building in Bombay or Colaba knowingly offend against the provisions of this Act, shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 Rupees.

XXXI. And it is hereby enacted, that the amount of all fines and penalties and costs in the nature of fines and penalty that may be incurred and payable under this Act shall be levied by warrant under the hands and seals of two or more of the Magistrates in Petty Sessions, and when received shall be added to and form part of the County Fund, and if on such distress property belonging to such offenders sufficient to make good the penalty be not found, such offender shall be committed by the said Court to the house of correction, with or without hard labour at the discretion of the said Court, for any time not exceeding three months, unless the said penalty be sooner paid.

XXXII. And it is hereby enacted, that where any distress shall be made for any sum or sums of money to be recovered by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the party making the same be deemed a Trespasser, on account of any defect of Form in any Proceedings relating thereto, nor shall the party be deemed a Trespasser *ab initio* on account of any irregularity afterwards done by the party making such distress, but the person or persons aggrieved by such irregularity may recover for the special damage only by action on the case, and not by any other action whatever.

XXXIII. And it is hereby enacted, that no Plaintiff shall recover in any action for any such irregularity or other proceedings, if tender of sufficient amends be made by or on the behalf of the party or parties who committed or caused to be committed any such irregularity or wrongful proceeding before such action be brought, and in case no such tender shall have been made, it shall and may be lawful for the Defendant or Defendants in any such action, by the leave of the Court where such action shall depend, at any time before issue joined, to pay into Court such sum of money as he or they shall see fit, whereupon such proceedings or order and judgment shall be had, made, or given in and by such Court as in other actions when the Defendant is allowed to pay money into Court.

XXXIV. And it is hereby enacted, that no action or suit shall be commenced against any person or persons for any thing done in pursuance of this Act until twenty-one days after notice in writing of an intention to bring such action or suit has been given to the person or persons against whom such action or suit shall be brought, nor after the expiration of three Calendar months next after the fact committed, and the Defendant or Defendants in every such action or suit may plead the General Issue, and give this Act and any special matter in evidence at the trial, and that the matter or thing for which such action or suit is brought was done in pursuance and by the authority of this Act, and if the said matter or thing appear to have been so done, or if it shall appear that such action or suit was brought before the expiration of twenty-one days after such notice was given as aforesaid, or that sufficient satisfaction was made or tendered before such action was brought, or if any such action or suit be not commenced within the time herein for that purpose limited, then the Court, in every such action or suit shall find for the Defendant therein, and if a verdict be found for the Defendant, or if the

Plaintiff or Plaintiffs in any such action or suit become non-suited, or discontinued, or suffer a discontinuance of any such action or suit, or if in any such action or suit judgment be given for the Defendant therein on demurrer or by default or otherwise, then and in any of the cases aforesaid the Defendant shall have judgment to recover treble costs of suit, and shall have such remedy for recovering the same as any Defendant or Defendants may have by law for costs in other cases.

J. P. GRANT,
Offg. Secy to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 16TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 16th December 1839, with the assent of the Right Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No. XXIX of 1839.

An Act for the Amendment of the Law relating to Dower.

I. Whereas it is expedient to extend the Amendments in the English Law of Dower contained in the Statute 3d and 4th William IV Chapter CV to the Territories of the East India Company in cases which, but for the passing of this Act, would be governed by the English Law of Dower as it existed previously to the passing of the aforesaid Statute:

It is hereby enacted, that *Meaning of the words in the Act* the words and expressions hereinafter mentioned, which in their ordinary signification have a more confined or a different meaning shall in this Act, except where the nature of the provision or the context of the Act shall exclude such construction, be interpreted as follows, that is to say, the word "Land" shall extend to Messuages, and all other Hereditaments, whether Corporal or Incorporeal (except such as are not liable to Dower), and to any share thereof, and every word importing the singular number only shall extend and be applied to several persons or things as well as one person or thing.

II. And it is hereby further enacted, that when a *Widow to be entitled to Dower out of equitable Estates.* Husband shall die, beneficially entitled to any Land for an interest which shall not entitle his Widow to Dower out of the same at Law, and such interest, whether wholly equitable, or partly legal and partly equitable, shall be an Estate of inheritance in possession, or equal to an Estate of inheritance in possession, (other than an Estate in joint-tenancy,) then his Widow shall be entitled in Equity to Dower out of the same Land.

III. And it is hereby further enacted, that when a *Seisin shall not be necessary to give title to Dower.* Husband shall have been entitled to a right of entry or action in any Land and his Widow would be entitled to Dower out of the same if he had recovered possession thereof, she shall be entitled to Dower out of the same although her Husband shall not have recovered possession thereof; provided that such Dower be sued for or obtained within the period during which such right of entry or action might be enforced.

IV. And it is hereby further enacted, that no *No Dower out of Estates disposed of.* Widow shall be entitled to Dower out of any Land which shall have been absolutely disposed of by her Husband in his life time, or by his Will.

V. And it is hereby further enacted, that all partial *Priority to partial Estates, Charges and specialty Debts.* Estates, and all charges created by any disposition or Will of a Husband, and all debts, incumbrances, contracts, and engagements to which his Land shall be subject or liable, shall be valid and effectual as against the right of his Widow to Dower.

VI. And it is hereby further enacted, that a *Dower may be barred by a Declaration in a Deed.* Widow shall not be entitled to Dower out of any Land of her Husband, when in the Deed by

which such Land was conveyed to him, or by any Deed executed by him, it shall be declared that his Widow shall not be entitled to Dower out of such Land.

Or by a declaration in the Husband's Will.

VII. And it is hereby further enacted, that a Widow shall not be entitled to Dower out of any Land of which her Husband shall die wholly or partially intestate when by the Will of her Husband, duly executed for the devise of Freehold Estates, he shall declare his intention that she shall not be entitled to Dower out of such Land or out of any of his Land.

Dower shall be subject to restrictions.

VIII. And it is hereby further enacted, that the right of a Widow to Dower shall be subject to any conditions, restrictions or directions which shall be declared by the Will of her Husband, duly executed as aforesaid.

Devise of real Estate to the Widow shall bar her Dower.

IX. And it is hereby further enacted, that where a Husband shall devise any Land out of which his Widow would be entitled to Dower if the same were not so devised, or any Estate or Interest therein, to or for the benefit of his Widow, such Widow shall not be entitled to Dower out of or in any Land of her said Husband, unless a contrary intention shall be declared by his Will.

Bequest of Personal Estate to the Widow shall not bar her Dower.

X. And it is hereby further enacted, that no Gift or Bequest made by any Husband to or for the benefit of his Widow of or out of his Personal Estate, or of or out of any of his Land not liable to Dower shall defeat or prejudice her right to Dower unless a contrary intention shall be declared by his Will.

Agreement not to bar Dower may be enforced.

XI. Provided always and it is hereby further enacted, that nothing in this Act contained shall prevent any Court of Equity from enforcing any covenant or agreement entered into by or on the part of any Husband not to bar the right of his Widow to Dower out of his Lands or any of them.

Legacies in bar of Dower still entitled to preference.

XII. And it is hereby further enacted, that nothing in this Act contained shall interfere with any rule of Equity, or of any Ecclesiastical Court by which Legacies bequeathed to Widows in satisfaction of Dower are entitled to priority over other Legacies.

Certain Dowers abolished.

XIII. And it is hereby further enacted, that no Widow shall hereafter be entitled to Dower ad ostium ecclesie or Dower ex assensu patris.

Act not to take effect before the 1st July 1840.

XIV. And it is hereby further enacted, that this Act shall not extend to the Dower of any Widow who shall have been or shall be married on or before the First day of July One Thousand Eight Hundred and Forty, and shall not give to any Will, Deed, Contract, Engagement, or Charge executed entered into, or created before the said First day of July One Thousand Eight Hundred and Forty, the effect of defeating or prejudicing any right to Dower.

XV. And it is hereby provided, that this Act shall not be construed to affect any right of property in Land otherwise than by modifying the Law of Dower in cases governed by the English Law of Dower, or to extend or alter the jurisdiction of any of Her Majesty's Courts of Justice.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM.
LEGISLATIVE DEPARTMENT,
THE 16TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 16th December 1839, with the assent of the Right

Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No. XXX of 1839.

An Act for the amendment of the Law of Inheritance.

I. Whereas it is expedient to extend the amendments in the English Law of Inheritance contained in the Statute 3d and 4th William IV Chapter CVI to the territories of the East India Company in cases which, but for the passing of this Act, would be governed by the English Law of Inheritance as it existed previously to the passing of the aforesaid Statute:

It is hereby enacted, that the words and expressions hereinafter mentioned, which in their ordinary signification have a more confined or a different meaning, shall in this Act, except where the nature of the provision or the context of the Act shall exclude such construction, be interpreted as follows: (that is to say,) the word,

"Land."

"Land" shall extend to Messuages, and all other Hereditaments, whether Corporeal or Incorporeal, and whether Freehold or of any other Tenure, and to Money to be laid out in the purchase of Land, and to Chattels and other personal property transmissible to Heirs, and also to any share of the same Hereditaments and Properties or any of them, and to any Estate of Inheritance or Estate for any Life or Lives, or other Estate transmissible to Heirs, and to any Possibility, Right, or Title of Entry or Action, and any other Interest capable of being inherited, and whether the same Estates, Possibilities, Rights, Titles, and Interests, or any of them, shall be in possession, reversion, remainder, or contingency; and the words "the Purchaser" shall mean the person who last acquired the Land otherwise than by descent, or than by any escheat, partition, or enclosure, by the effect of which the Land shall have become part of or descendible in the same manner as other Land acquired by descent; and the word "descent" shall mean the title to inherit Land by reason of consanguinity, as well where the Heir shall be an Ancestor or Collateral relation, as where he shall be a child or other issue; and the expression "descendants" of any Ancestor shall extend to all persons who must trace their descent through such Ancestor; and the expression "the person last entitled to Land" shall extend to the last person who had a right thereto, whether he did or did not obtain the possession or the receipt of the Rents and Profits thereof; and the word "assurance" shall mean any Deed or Instrument other than a Will by which any Land shall be conveyed or transferred at Law or in Equity; and every word importing the singular number only, shall extend and be applied to several persons or things as well as one person or thing, and every word importing the masculine gender only, shall extend and be applied to a female as well as a male.

"The Purchaser."

"Descent."

"Descendants."

"Person last entitled."

"Assurance."

Number and Gender.

II. And it is hereby further enacted, that in every case descent shall be traced from the Purchaser, and to the intent, that the pedigree may never be carried further back than the circumstances of the case and the nature of the title shall require, the person last entitled to the Land shall, for the purposes of this Act, be considered to have been the Purchaser thereof unless it shall be proved that he inherited the same, in which case the person from whom he inherited the same shall be considered to have been the Purchaser, unless it shall be proved that he inherited the same, and in like manner the last person from whom the Land shall be proved to have been inherited shall in every case be considered to have been the Purchaser unless it shall be proved that he inherited the same.

III. And it is hereby further enacted, that when any Land shall have been devised by any Testator who shall die after the First day of July one thousand eight hundred and forty, to the Heir or to the person who shall be the Heir of such Testator, such

Heir shall be considered to have acquired the Land as a Devisee and not by descent; and when any Land shall have been limited by any assurance executed after the said First day of July one thousand eight hundred and forty, to the Person or the Heirs of the Person who shall thereby have conveyed the same Land, such Person shall be considered to have acquired the same as a Purchaser by virtue of such assurance, and shall not be considered to be entitled thereto as his former Estate or part thereof.

IV. And it is hereby further enacted, that when any person shall have acquired any Land by Purchase under a limitation to the Heirs or to the Heirs of the Body of any of his Ancestors, contained in an assurance executed after the said First day of July one thousand eight hundred

and forty, or under a limitation to the Heir or to the Heirs of the body of any of his Ancestors, or under any limitation having the same effect, contained in a Will of any Testator who shall depart this life after the said First day of July one thousand eight hundred and forty, then and in any of such cases such Land shall descend, and the descent thereof shall be traced as if the Ancestor named in such limitation had been the Purchaser of such Land.

V. And it is hereby further enacted, that no brother or sister shall be considered to inherit immediately from his or her brother or sister, but every descent from a brother or sister shall be traced through the Parent.

VI. And it is hereby further enacted, that every lineal Ancestor shall be capable of being Heir to any of his issue, and in every case where there shall be no issue of the purchaser, his nearest lineal Ancestor shall be his Heir in preference to any person who would have been entitled to inherit, either by tracing his descent through such lineal Ancestor, or in consequence of there being no descendant of such lineal Ancestor, so that the father shall be preferred to a brother or sister, and a more remote lineal Ancestor to any of his issue, other than a nearer lineal Ancestor or his issue.

VII. And it is hereby further enacted and declared, that none of the Maternal Ancestors of the person from whom the descent is to be traced, nor any of their descendants shall be capable of inheriting until all his Paternal Ancestors and their descendants shall have failed; and also that no female Paternal Ancestor of such person, nor any of her descendants, shall be capable of inheriting until all his male Paternal Ancestors and their descendants shall have failed; and that no female Maternal Ancestor of such person, or any of her descendants, shall be capable of inheriting until all his male Maternal Ancestors and their descendants shall have failed.

VIII. And it is hereby further enacted and declared, that where there shall be a failure of male Paternal Ancestors of the person from whom the descent is to be traced, and their descendants, the mother of his more remote male Paternal Ancestors, or her descendants, shall be the Heir or Heirs of such person, in preference to the mother of a less remote male Paternal Ancestor, or her descendants; and where there shall be a failure of male Maternal Ancestors of such person, and their descendants, the mother of his more remote male Maternal Ancestor, and her descendants, shall be the Heir or Heirs of such person in preference to the

mother of a less remote male Maternal Ancestor, and her descendants.

IX. And it is hereby further enacted, that any person related to the person from whom the descent is to be traced by the half blood shall be capable of being his Heir, and the place in which any such relation by the half blood shall stand in the order of inheritance, so as to be entitled to inherit, shall be next after any relation in the same degree of the whole blood, and his issue, where the common ancestor shall be a male, and next after the common Ancestor where such common Ancestor shall be a female, so that the brother of the half blood on the part of the father shall inherit next after the sisters of the whole blood on the part of the father and their issue, and the brother of the half blood on the part of the mother shall inherit next after the mother.

X. And it is hereby further enacted, that when the person from whom the descent of any Land is to be traced shall have had any relation, who, having been attained, shall have died before such descent shall have taken place, then such attainted shall not prevent any person from inheriting such Land who would have been capable of inheriting the same by tracing his descent through such relation if he had not been attainted, unless such Land shall have escheated in consequence of such attainted before the First day of July one thousand eight hundred and forty.

XI. And it is hereby further enacted, that this Act shall not extend to any descent which shall take place on the death of any person who shall die before the said First day of July one thousand eight hundred and forty.

XII. And it is hereby further enacted, that where any assurance executed before the said First day of July one thousand eight hundred and forty, or the Will of any person who shall die before that time, shall contain any limitation or gift to the Heir or Heirs of any person under which the person or persons answering the description of Heir shall be entitled to an Estate by purchase, then the person or persons who would have answered such description of Heir if this Act had not been made shall become entitled by virtue of such limitation or gift, whether the person named as ancestor shall or shall not be living at the time aforesaid.

XIII. And it is hereby provided, that this Act shall not be construed to affect inheritances of Land, which are not subject to the English Law of Inheritance, or to extend or alter the jurisdiction of any of Her Majesty's Courts of Justice.

J. P. GRANT,
Offy. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT.

THE 16TH DECEMBER, 1839.

The following Draft of a proposed Act was read in Council for the first time on the 16th December 1839.

ACT No. — or 1839.

An Act for the Presidency of Bombay, amending the law concerning Prisoners sentenced to labor or solitude.

I. It is hereby enacted, in modification of Clause 2. Section XLV Regulation XIII of 1827, of the Bombay Code, that no Prisoner confined in any part of the Provinces under the Presidency of Bombay shall be forced to labor in any manner or be confined solitarily, unless such labor or solitary confinement be expressly directed by the sentence of the Court under whose warrant he is confined; and no Prisoner shall be forced to labor or be confined solitarily otherwise than according to his sentence.

II. And it is hereby enacted, in modification of Clause 1, Section VII Regulation XIV of 1829, of

the Bombay Code, that wherever under the Laws in force under that Presidency a Prisoner may be sentenced to imprisonment with labor, it shall be lawful for the Court pronouncing such sentence to direct that solitary confinement be combined with the punishment of imprisonment with labor.

Ordered that the Draft now read be published for general information.

Ordered that the said Draft be reconsidered at the first Meeting of the Legislative Council of India after the 16th day of March 1840.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
FINANCIAL DEPARTMENT,
THE 27TH NOVEMBER, 1839.

Notice is hereby given, that the Board of Customs, Salt and Opium, have been authorized to make advances of Cash to Merchants on Bills of Exchange secured by consignments of Goods at the reduced rate of 2s. 1d. per Company's Rupee, until further orders. In all other respects the Terms and Conditions of these advances are to be the same as advertised under dates the 24 May and 19th November 1838.

By Order of the Hon'ble the President in Council,
H. T. PRINSEP,
Secy. to the Govt. of India.

No. 120.
ORDER BY THE HON'BLE THE DEPUTY GOVERNOR
OF BENGAL.

FORT WILLIAM,
GENERAL DEPARTMENT,
THE 12TH DECEMBER, 1839.

Mr. R. P. Nisbet has been permitted to resign the East India Company's Civil Service from the 1st of May next.

H. T. PRINSEP,
Secy. to Govt of Bengal.

No. 151.
FORT WILLIAM,
GENERAL DEPARTMENT,
THE 11TH DECEMBER, 1839.

The Hon'ble the President in Council is pleased to appoint Lieutenant James Dunne to be Post Master at Hazareebaugh, from the 1st instant, vice Lieutenant Robinson resigned.

H. T. PRINSEP,
Secy. to the Govt. of India.

No. 152.
FORT WILLIAM,
GENERAL DEPARTMENT,
THE 11TH DECEMBER, 1839.

Mr. H. S. Oldfield is appointed to officiate as Post Master General, until further Orders.

H. V. BAYLLEY,
Offg. Dy. Secy. to Govt. of India.

No. 153.
FORT WILLIAM,
GENERAL DEPARTMENT,
THE 18TH DECEMBER, 1839.

Notice is hereby given that the Salaries and Allowances of the Civil and Marine Departments for December, instant, will be discharged by the Sub-Treasurer and Marine Paymaster, respectively, on or after Wednesday the 15th Proximo.

Published by Order of the Hon'ble the President in Council,

H. T. PRINSEP,
Secy. to Govt. of India.

FORT WILLIAM,
JUDICIAL DEPARTMENT,
THE 9TH DECEMBER, 1839.

The Hon'ble the President of the Council of India in Council has been pleased to appoint Thomas Bracken, Esq., one of the Gentlemen nominated by Her Majesty's Judges of the Supreme Court, to be Sheriff of Calcutta, during the ensuing year.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
MILITARY DEPARTMENT, 16TH DEC. 1839.

Notice is hereby given, that the Pay, Batta, and other Allowances for December, 1839, of the Troops at the Presidency, and at the other Stations of the Army, will be issued on or after Friday, the 10th Proximo.

By Order of the Hon'ble the President in Council,
WM. CUBITT, *Major,*

Offg. Secy. to the Govt. of India, Mily. Dept

NOTIFICATION.
POLITICAL DEPARTMENT,
CAMP AT CHOWMOOAH,
THE 5TH DECEMBER, 1839.

The Rawul of Jesselmere being about to proceed to Bishabun and to Soorung Ghat on the Ganges, the Right Honorable the Governor General of India is pleased to direct, that the Officers, Civil and Military, of the Districts and Stations visited by the Rawul, be careful to shew him every appropriate mark of attention and respect. On the Rawul's entering a Military Station the Commanding Officer will cause a Salute of 13 Guns to be fired and the like Salute on the occasion of his departure from the Station.

Captain J. E. Bruce, of the 15th Regiment Native Infantry, has been selected to attend the Rawul during his journey, and it is requested that all authorities, Civil and Military, will promptly comply with any application which they may receive from that Officer connected with the object of his appointment.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,
*Offg. Secy. to Govt of India,
with the Govr. Genl.*

No. 2903.
ORDERS BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL FOR THE NORTH WESTERN PROVINCES.

CAMP CHOWMOOAH,
GENERAL DEPARTMENT,
THE 5TH DECEMBER, 1839.

Mr. C. Crichton to officiate as Post Master at Delhi, from the 10th November last.

Mr. W. L. Macgregor, Assistant Surgeon, 3d Troop 1st Brigade Horse Artillery, to be Post Master at Muttra—to have effect from the 21st ultimo, the date on which he was nominated to that Office by the Officer Commanding at Muttra.

J. DAVIDSON,
*Offg. Secy. to the Govt. Genl.
N. W. P.*

GENERAL ORDERS BY THE RIGHT HONORABLE THE
GOVERNOR GENERAL.

CAMP HORUL, 3D DECEMBER, 1839.

The leave of absence granted to Lieutenant W. Jones, of the Corps of Engineers, 1st Assistant Great Trigonometrical Survey, in General Orders dated 5th November last, is extended to one year, instead of the period therein mentioned, on Medical Certificate.

Brevet Captain Matthew Smith, of the 23d Regiment Native Infantry, Principal Assistant of Hoshungabad, has obtained in the General Department, North Western Provinces, leave of absence on Medical Certificate, for three months, from the 1st November last, to visit the Presidency, preparatory to applying for leave to proceed to Sea.

J. STUART, *Lt.-Col.,
Secy. to the Govt. of India, Mily. Dept.
with the Rt. H'ble the Govr. Genl.*

GENERAL ORDERS BY THE RIGHT HONORABLE
THE GOVERNOR GENERAL OF INDIA,
SECRET DEPARTMENT,
CAMP DEOTHANEE,
THE 4TH DECEMBER, 1839.

The many outrages and murders committed, in attacks on the followers of the Army of the Indus, by the plundering tribes in the neighbourhood of the Bolan Pass, at the instigation of their Chief, Meer Mehrab Khan of Kelat, at a time when he was professing friendship for the British Government, and negotiating a Treaty with its representatives, having compelled the Government to direct a Detachment of the Army to proceed to Kelat for the exaction of retribution from that Chieftain, and for the execution of such arrangements as would establish future security in that quarter, a Force, under the orders of Major General Willshire, C. B. was employed on this service, and the Right Honourable the Governor General of India having this day received that Officer's report of the successful accomplishment of the objects intrusted to him, has been pleased to direct that the following copy of his despatch dated 14th ultimo, be published for general information.

The Right Honourable the Governor General is happy to avail himself of this opportunity to record his high admiration of the signal gallantry and spirit of the Troops engaged on this occasion, and offers, on the part of the Government, his best thanks to Major General Willshire and to the Officers and men who served under him.

By Command of the Right Honourable the Governor General of India,

T. H. MADDOCK,
*Offg. Secy. to Govt. of India,
with the Govr. Genl.*

(COPIES.)

Camp near Kelat, November 14, 1839.

To the Right Honourable LORD AUCKLAND, G. C. B.,
Governor General of India, &c. &c. &c.

MY LORD,—In obedience to the joint instructions furnished me by His Excellency the Commander in Chief of the Army of the Indus, and Envoy and Minister to His Majesty Shah Shooja, under date Cabool the 17th September 1839, deputing to me the duty of deposing Mehrab Khan of Kelat, in consequence of the avowed hostility of that Chief to the British Nation during the present Campaign, I have the honor to report that on my arrival at Quetta on the 31st ultimo, I communicated with Captain Bean, the Political Agent in Shawl, and arranged with him the best means of giving effect to the orders I had received.

In consequence of the want of public carriage and the limited quantity of Commissariat supplies at Quetta, as well as the reported want of forage on the route

Two Guns Bombay
Horse Artillery.
4 ditto Shah's ditto.
2 Ressalabs Local
Horse.
Queen's Royal.
Her Majesty's 17th
Regiment.
31st Regiment Bengal
N. I.
Bombay Engineers.

to Kelat, I was obliged to despatch to Kutch Gundava, the whole of the Cavalry and the greater portion of the Artillery, taking with me only the Troops noted in the margin, leaving Quetta on the 3d instant.

During the march the communications received from Mehrab Khan were so far from acceding to the terms offered that he threatened resistance if the Troops approached his Capital, I therefore proceeded and arrived at the village of Giranee within eight miles of Kelat on the 12th instant.

Marching from hence the following morning, a body of horse were perceived on the right of the road, which commenced firing on the advanced guard commanded by Major Pennycuik, Her Majesty's 17th Regiment, as the column advanced, and the skirmish-

ing between them continued until we came in sight of Kelat, rather less than a mile distant.

I now discovered that three heights on the North-west face of the fort and parallel to the North, were covered with Infantry with 5 guns, in position, protected by small parapet walls.

Captain Peat, Chief Engineer, immediately reconnoitred, and having reported that nothing could be done until those heights were in our possession, I decided upon at once storming them simultaneously, and if practicable, entering the Fort with the fugitives, as the gate in the Northern face was occasionally opened to keep up the communication between the Fort and the heights.

To effect this object, I detached a Company from each of the European Regiments from the advanced guards with Major Pennycuik, H. M.'s 17th Regiment, for the purpose of occupying the gardens and enclosures to the North-east of the Town, and two more Companies in the plain midway between them and the column, at the same time I ordered three Columns of attack to be formed, composed of four Companies from each Corps under their respective Commanding Officers. Major Carruthers of the Queen's, Lieutenant Colonel Croker, H. M.'s 17th Regiment and Major Western, 31st Bengal N. I. the whole under the command of Brigadier Baumgardt, the remainder of the Regiment forming three Columns of Reserve under my own direction to move in support.

A hill being allotted to each Column. Brigadier Stevenson, Commanding the Artillery, moved quickly forward in front towards the base of the heights, and when within the required range opened fire upon the Infantry and guns, under cover of which the Columns moved steadily on and commenced the ascent, for the purpose of carrying the heights, exposed to the fire of the Enemy's guns, which had commenced while the Columns of attack were forming.

Before the Columns reached their respective summit of the hills, the Enemy, overpowered by the superior and well-directed fire of our Artillery, had abandoned them, attempting to carry off their guns, but which they were unable to do; at this moment, it appearing to me the opportunity offered for the Troops to get in with the fugitives, and if possible gain possession of the gate of the Fortress, I despatched orders to the Queen's Royal and H. M.'s 17th Regiment to make a rush from the heights for that purpose, following myself to the summit of the nearest to observe the result; at this moment the four Companies on my left which had been detached to the gardens and plain, seeing the chance that offered of entering the Fort, moved rapidly forward from their respective points towards the gateway under a heavy and well-directed fire from the walls of the Fort and Citadel, which were thronged by the Enemy.

The Gate having been closed before the Troops moving towards it could effect the desired object, and the Garrison strengthened by the Enemy driven from the heights, they were compelled to cover themselves as far as practicable behind some walls and ruined buildings to the right and left of it, while Brigadier Stevenson, having ascended the heights with the Artillery, opened two guns under the command of Lieut. Forster, Bombay Horse Artillery, upon the defences above the gate and its vicinity, while the fire of two others, commanded by Lieut. Cowper, Shah's Artillery, was directed against the gate itself; the remaining two, with Lieutenant Creed, being sent round to the road on the left leading direct up to the gate, and when within (200) two hundred yards commenced fire for the purpose of completing it by blowing it open, and after a few rounds they succeeded in knocking in one half of it; on observing this I rode down the hill towards the gate, pointing to it, thereby announcing to the Troops it was open, they instantly

rose from their cover and rushed in, those under the Command of Major Pennycuick, being the nearest, were the first to gain the gate headed by that officer, the whole of the Storming Columns from the three Regiments rapidly following and gaining an entrance as quickly as it was possible to do so, under a heavy fire from the works and from the interior, the Enemy making a most gallant and determined resistance, disputing every inch of ground up to the walls of the inner Citadel.

At this time I directed the Reserve Column to be brought near the gate and detached one Company of the 17th Regt. under Capt. Darby to the western side of the Fort followed by a portion of the 31st Bengal Native Infantry commanded by Major Western, conducted by Capt. Outram, acting as my extra Aide-de-Camp, for the purpose of securing the heights under which the southern angle is situated, and intercepting any of the Garrison escaping from that side; having driven off the enemy from the heights above, the united detachments then descended to the gate of the Fort below and forced it open before the Garrison (who closed it as they saw the Troops approach) had time to secure it.

When the party was detached by the western face I also sent two Companies from the Reserve of the 17th under Major Deshong, and two guns of the Shah's Artillery under the Command of Lieut. Creed, Bombay Artillery, by the eastern to the southern face, for the purpose of blowing open the gate above alluded to, had it been necessary, as well as the gate of the inner Citadel; the Infantry joining the other detachments making their way through the town in the direction of the Citadel.

After some delay the Troops that held possession of the town at length succeeded in forcing an entrance into the Citadel, where a desperate resistance was made by Mearab Khan at the head of his people, he himself with many of his principal Chiefs being killed sword in hand; several others however kept up a fire upon our Troops from detached buildings difficult of access, and it was not until late in the afternoon, those that survived were induced to give themselves up on a promise of their lives being spared.

From every account, I have reason to believe the Garrison consisted of upwards of two thousand fighting men, and that the son of Mearab Khan had been expected to join him from Nowsky with a further reinforcement; the enclosed return will shew the strength of the Force under my Command, present at the Capture.

The defences of the Fort, as in the case of Guznee, far exceeded in strength what I had been led to suppose from previous report, and the towering height of the inner Citadel was most formidable both in appearance and reality.

I lament to say that the loss of killed and wounded on our side has been severe, as will be seen by the accompanying Return, that on the part of the enemy must have been great, but the exact number I have not been able to ascertain; several hundreds of prisoners were taken, from whom, the Political Agent has selected those he considers it necessary for the present to retain in confinement, the remainder have been liberated.

It is quite impossible for me sufficiently to express my admiration of the gallant and steady conduct of the Officers and men upon this occasion, but the fact of less than an hour having elapsed from the formation of the Columns for the attack to the period of the Troops being within the Fort, and this performed in the open day and in the face of an Enemy so very superior in numbers and so perfectly prepared for resistance, will I trust convince your Lordship how deserving the Officers and Troops are of my warmest thanks and of the highest praise that can be bestowed.

To Brigadier Baumgardt, Commanding the Storming Column, my best thanks are due, and he reports that

Captain Willie, Acting Assistant Adjutant General, and Captain Gilland, his Aide de Camp, ably assisted him and zealously performed their duties; also to Brigadier Stevenson, Commanding the Artillery, and Lieutenants Forster and Cowper, respectively in charge of the Bombay and Shah's Artillery, I feel greatly indebted for the steady and scientific manner in which the service of dislodging the enemy from the heights, and afterwards effecting an entrance into the Fort, was performed. The Brigadier has brought to his notice the assistance he received from Captain Coghlan, his Brigade Major, Lieutenant Woosman, his Aide-de-Camp, and Lieutenant Creed, when in Battery yesterday.

To Lieutenant Colonel Croker, Commanding Her Majesty's 17th Regiment, Major Carruthers, Commanding the Queen's Royals, Major Western, Commanding the Bengal 31st N. I., I feel highly indebted for the manner in which they conducted their respective Columns, to the attack of the heights, and afterwards to the assault of the town, as well as to Major Pennycuick of the 17th, who led the Advance Guard Companies to the same point.

To Captain Peat, Chief Engineer, and to the Officers and Men of the Engineer Corps, my acknowledgments are due—to Major Neil Campbell, Acting Quarter Master General of the Bombay Army, to Captain Hagart, Acting Deputy Adjutant General, and to Lieutenant Ramsay, Acting Assistant Quarter Master General, my best thanks are due for the able assistance afforded me by their services.

It is with much pleasure I take this opportunity of acknowledging my obligations to Major Campbell, for relieving me from the necessity of returning by the route by which the Army advanced to Cabool, which being entirely exhausted must have subjected the Troops to great privations and the horses to absolute starvation; the Quarter Master General took upon himself the responsibility of leading my Column through the heart of the Ghiljee and Koroker countries, never hitherto traversed by Europeans, by which our route was considerably shortened, a sufficiency obtained, and great additions made to our geographical knowledge of the country, besides great political advantages obtained in peaceably settling those Districts.

To my Aides-de-Camp, Captain Robinson, and Lieutenant Halket, as well as to Captain Outram, who volunteered his services on my Personal Staff, I received the utmost assistance, and to the latter Officer I feel greatly indebted for the zeal and ability with which he has performed various duties that I have required of him upon other occasions as well as the present.

It is with much satisfaction I am able to state that the utmost cordiality has existed between the Political Authorities and myself, and the great assistance I have derived from Captain Bean in obtaining supplies.

After allowing time to make the necessary arrangements for continuing my march, I shall descend into Kutch Gundava by the Moona Pass, having received a favorable report of the practicability of taking guns that way.

I have deputed Captain Outram to take a duplicate of the despatch to the Hon'ble the Governor of Bombay, by the direct route from hence to Soomeanee Bunder, the practicability or otherwise of which for the passage of Troops, I consider it an object of importance to ascertain.

I have, &c.

(Sd.) T. WILLSHIRE,

*Major General,
Commanding Bombay Column
Army of the Indus.*

RETURN of Casualties in the Army under the Command of Major General Willshire, C. B., employed at the Storming of Kclat, on the 13th November, 1839.

CORPS.	KILLED.				WOUNDED.										Total Killed and Wounded.	HORSES.	
	Lieutenants.	Subedars.	Rank and File.	Total.	Captains.	Lieutenants.	Ensigns.	Adjutants.	Jumedars.	Serjeants.	Drummers.	Rank and File.	Regimental Bheestees.	Total.		Killed.	Wounded.
Detachment 3d Troop of Horse Artillery,	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
1st Troop of Cabool Artillery,.....	0	0	0	0	0	0	0	0	0	0	0	2	0	2	2	0	0
Gun Lascars attached to ditto,.....	0	0	0	0	0	0	0	0	0	0	0	1	0	1	1	0	0
H. M.'s 2d of Queen's Royal Regiment, ..	1	0	21	22	2	2	0	1	0	2	0	40*	0	47	69	0	1
H. M.'s 17th Regiment, ...	0	0	6	6	1	0	0	0	0	3	0	29	0	33	39	0	0
31st Regiment Bengal Native Infantry, ...	0	1	2	3	1	0	1	0	2	2	1	14	1	22	25	0	0
Sappers, Miners, and Pioneers,.....	0	0	0	0	0	0	0	0	0	1	0	0	0	1	1	0	0
Two Bissallahs of the 4th Bengal Local Horse,.....	0	0	0	0	0	0	0	0	0	0	0	1	0	1	1	0	0
Total,.....	1	1	29	31	4	2	1	1	2	8	1	87	1	107	138	0	7

Missing.....None.

* 1 Corporal since dead.

NAMES of Officers Killed and Wounded.

KILLED.		WOUNDED.		REMARKS.
Corps.	Rank and Names.	Corps.	Rank and Names.	
H. M.'s 2d or Queen's Royal Regiment, ...	Lieut. T. Gravatt, {	H.M.'s 2d or Queen's Royal Regiment, {	Capt. W. M. Lyster,.....	Severely.
		Ditto, ...	—— T. Sealey, ...	Ditto.
		Ditto, ...	Lieut. T. W. E. Holdsworth,...	Ditto.
		Ditto, ...	—— D. J. Dickenson,.....	Slightly.
		Ditto, ...	Adj. J. E. Simmons, ...	Severely.
		H. M.'s 17th Regt, ...	Capt. L. C. Bouschier, ...	Ditto.
		31st Bengal N. I.,...	—— Lawrin, ...	Slightly.
		Ditto, ...	Ensign Hopper, ...	Severely.

(Signed) C. HAGART, Captain,
Actg. Depy. Adj. Genl. B. C.

State of the Corps engaged at the Storming of Kclat, on the 13th November, 1839, under the Command of Major General Willshire, C. B.

Camp at Kclat, 14th November, 1839.

CORPS.	Major Generals.	Brigadiers.	Aides de Camp.	Actg. Depy. Adj. Genl.	Actg. Qr. Master General.	Depy. Asst. Qr. Mr. Genl.	Brigade Majors.	Sub-Asst. Commy. Genl.	Lieutenant Colonels.	Majors.	Captains.	Lieutenants.	Ensigns.	Adjutants.	Quarter Masters.	Surgeons.	Asst. Surgeons.	Native Officers.	Sub-Conductors.	Serjeants.	Drummers.	Farriers.	Rank and File.
Staff,.....	1	2	5	1	1	1	2	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Detachment 3d Troop Horse Artillery, ...	0	0	0	0	0	0	0	0	0	0	0	2	0	0	0	0	0	0	0	2	0	0	36
1st Troop of Cabool Artillery, ...	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	8	1	1	58
Her Majesty's 2d or Queen's Royal Regiment, ...	0	0	0	0	0	0	0	0	0	1	3	7	1	1	0	0	0	0	0	31	10	0	290
Her Majesty's 17th Regiment, ...	0	0	0	0	0	0	0	0	1	2	4	13	2	0	1	1	0	0	0	29	9	0	336
31st Regiment Bengal Native Infantry, ...	0	0	0	0	0	0	0	0	0	1	2	3	2	1	1	1	0	12	0	30	14	0	329
Total, ...	1	2	5	1	1	1	2	1	1	4	9	26	5	2	2	2	0	12	0	100	34	1	1049

NOTE.—Two Bissallahs of the Bengal Local Horse remained in charge of the Baggage during the attack.

(Signed) C. HAGART, Captain,
Actg. Depy. Adj. Genl. B. C.

List of Belooche Sirdars killed in the Assault of Kelat on the 13th November, 1839.

<i>Names.</i>	<i>Remarks.</i>
Meer Mirab Khan,.....	Chief of Kelat.
Meer Wullee Mahomed,...	{ The Muengul Sirdar of Wudd.
Abdool Kurreem, ...	
Dad Kurreem,.....	Ruhsanee Sirdar.
Mahomed Ruzza, ...	{ Shuhwanee Sirdar. Nephew of the Wuzzeer Mahomed Hoossen.
Khyssur Khan, ...	
Dewan Buchah Mull, ...	Ahselric Sirdar.
Noor Mahomed and Tajoo Mahomed, ...	Financial Minister.
	Shagassee Sirdars.

Prisoners.

Mahomed Hussen, ... Wuzzeer.
Moola Ruheemdad, ... Ex-Naib of Shawl.

With several others of inferior Rank.

(Sd.) J. D. D. BEAN,
Political Agent.

(True Copies,)

T. H. MADDOCK,
Offg. Secy. to Govt. of India,
with the Govr. Genl.

GENERAL ORDERS BY THE HON'BLE THE PRESIDENT IN COUNCIL.

FORT WILLIAM, 16th December, 1839

No 213 of 1839—The Honorable the President in Council is pleased to make the following Promotion:

Medical Department.

Assistant Surgeon Robert McIntosh to be Surgeon from the 16th December 1839, vice Surgeon William Dyer retired

The following Officers of the Artillery, Cavalry and Infantry are promoted to the rank of Captain by Brevet, from the date expressed opposite to their names:

Artillery.

1st Lieutenant John Anderson, . . .	{ 16th Decem-ber 1839.
" Charles Samuel Reid,...	
" Edward Sunderland, ...	
" Edward Pelham Master, }	

Cavalry.

Lieutenant Robert Salusbury Trevor, }	{ 11th Decem-ber 1839.
of the 3d Regiment Light Cavalry, ... }	

Infantry

Lieutenant James Thomas Gordon, }	{ 11th Decem-ber 1839.
15th Regiment N I, ...	
Lieutenant Ynyr Lamb, 51st Regi-ment N I, ...	
Lieutenant Charles Wyndham, 35th Regiment N I, ...	

The undermentioned Officers have returned to their duty on this Establishment, without prejudice to their rank, by permission of the Honorable the Court of Directors:

Date of arrival at Bombay.

Captain William Francis Grant, }	{ 23d Nov 1839.
63d Regiment N I, ...	
Lieutenant Frederick Samler, }	
10th Regiment N I, ...	{ Ditto.

Ensign Robert Shaw, of the 23d Regiment Native Infantry, is permitted to proceed to Europe on Furlough, on Medical Certificate

Captain J. L. Mowatt, Deputy Commissary of Ordnance, Cawnpore, has leave of absence for six Months, from the 20th ultimo, to visit the Presidency, preparatory to applying for Furlough to Europe.

Captain James Maclean, of the 11th Regiment Native Infantry, having been declared incapable of performing the active duties of his profession, is, at his own request, transferred to the Invalid Establishment.

The Hon'ble the President in Council is pleased to make the following promotions in the Ordnance Commissariat Department:

Senior Sub-Conductor and Acting Conductor John Harrison to be Conductor, ...	{ From the 27th November 1839, in suc-cession to Conductor Jeremiah Leary, de-ceased.
Acting Sub-Conductor Serjeant Samuel Tyler Cooper, of the Arsenal Establishment, to be Sub-Conductor,.....	

WM. CUBITT, Major,

Offg. Secy. to the Govt. of India, Mily. Dept.

FORT WILLIAM, 16th December, 1839.

No. 214 of 1839—The Pay, Batta, and other Allowances, for December 1839, of the Troops at the Presidency, and at the other Stations of the Army, will be issued on or after Friday, the 10th proximo.

WM. CUBITT, Major,

Offg. Secy. to the Govt. of India, Mily. Dept.

FORT WILLIAM, 16th December, 1839.

No 215 of 1839—Lieutenant the Hon'ble R. B. P. Byng, of the 62d Regiment Native Infantry, who was appointed in General Orders by the Right Hon'ble the Governor General, under date the 13th September 1838 to act as Sub-Assistant in the Stud Department, during the absence of Captain Spottiswood on Field Service, will continue to act in that capacity from the date of Captain Spottiswood's return, during the absence of Captain Thomas on sick leave to the Cape, or until further orders

WM. CUBITT, Major.

Offg. Secy. to the Govt. of India, Mily. Dept.

FORT WILLIAM; 16th December, 1839.

No 216 of 1839—Captain and Brevet Major J. R. Colnett, Barrack Master of Fort William and Superintendent of Gentlemen Cadets, being about to proceed to Europe on Furlough, the following arrangements will take place until further Orders; viz.—Captain Fitzgerold, Garrison Engineer, will immediately relieve Major Colnett from his duties as Barrack Master, and the Officiating Fort Adjutant will take charge of the Cadet Establishment, on Major Colnett's Embarkation

WM. CUBITT, Major,

Offg. Secy. to the Govt. of India, Mily. Dept

NOTICE—Letters for the Cape of Good Hope, marked for transmission by the "Midlothian," were transferred to the "Jno. Fleming," the former Vessel not being so destined.

The undermentioned Transfers were effected in consequence of the Packets reaching Kedgeree too late to overtake the Vessels for which they were originally intended

<i>Date of the Receipt of the Letters at the General Post Office.</i>	<i>Names of the Vessels by which the Letters were intended to have been transmitted</i>	<i>Destination.</i>	<i>Names of the Vessels by which the Letters were transmitted.</i>
13th Nov. 1839,	Indien, ...	France, ...	Jeune Laure.
17th ditto ditto,	Justina, ..	Batavia, ...	Cowasjee Family.
22d ditto ditto,	Suffren, ..	Bourbon, ...	Wm. Gales.
22d & 23d ditto ditto, ...	Arabian, ...	Penang and China, ...	Cowasjee Family.
23d ditto ditto,	Water Witch, ...	Singapore, ...	Ditto.
23d ditto ditto,	Time, ...	Ditto, ...	Ditto.
26th ditto ditto,	Elizabeth, ...	Moulmein,...	Antares.
27th ditto ditto,	Corsair, ..	Madras, ...	Steamer Enterprise.
27th & 28th ditto ditto, ...	Martha, ...	Mauritius, ...	Wm. Gales.
27th & 29th ditto ditto, ...	Seppings,...	Ditto, ...	Ditto.
28th ditto ditto,	Wm. Lock-kerby, ...	Liverpool, ...	Richard.
2d Dec. ditto,	Sooruth Jumal, ...	Moulmein,...	John Hepburn.
3d ditto ditto,	Snipe, ...	Ditto, ...	Ditto.
4th ditto ditto,	Owen Glen-dower, ..	London, ...	Isabella Cooper.
4th ditto ditto,	Wm Gales, ...	Mauritius, ...	Cecelia.
4th ditto ditto,	Apollon, ...	Ditto, ...	Ditto.
4th, 5th & 6th ditto ditto, ...	Falcon,.....	Ditto, ...	Ditto.
7th ditto ditto,	Cowasjee Family,...	China, ...	Patriot.
8th & 9th ditto, ditto, ...	Cecelia. ...	Mauritius, ...	Houghly.

WM. MOORE, Deputy Post Master.

Fort William, General Post Office, }
17th December, 1839.

It is hereby notified that, unless marked for particular Ships, all Letters received at the General Post Office between Monday the 9th December and Sunday the 15th December, both dates inclusive, were despatched by the undermentioned Vessels which sailed from Calcutta on dates specified:

Letters received on dates from and to.	By what Ships despatched.	Bound to.	Remarks.
9th to 15th December, ...	Princess Victoria, ...	London.	Left town on the 16th instant.
Ditto, ...	Plantagenet, ...	Cape of Good Hope,	Will sail on the 18th ditto.
Ditto, ...	Tamar, ...	Sydney,	Left town on the 15th ditto.
Ditto, ...	Washington, ...	Boston,	Will sail on the 20th ditto.
9th to 11th Ditto, ...	Hooghly, ...	Mauritius,	Left town on the 11th ditto.

Wm. MOORE, Deputy Post Master.

Calcutta, General Post Office, the 17th December, 1839.

NOTIFICATION.

WITH reference to the Rules published in the Notifications issued from this Office, under date the 11th June and 23d July 1839, in regard to the licensing of Rum Distilleries worked after the European method, and which Rules will come into operation on and after the 1st January 1840, it is hereby notified that the Board of Customs, Salt and Opium have been empowered by his Honor the Deputy Governor of Bengal, to require, as a condition of the license, that the parties establishing a Distillery shall pay the expence of the Officer or Officers, who may be employed on the part of Government, at such Distillery, the payment to be secured in a manner satisfactory to the Board of Customs, Salt and Opium, and a failure therein to render the license forfeitable at the discretion of the Board.

By Order of the Board of Customs, Salt and Opium, the 14th December, 1839.

W. R. YOUNG, Secretary.

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of Francois Favier, late a merchant and trader residing in Pollock-street in Calcutta, and now residing at Serampore. On Saturday, the 7th day of December, instant, it was Adjudged, that the Petition of Robert Wilson Allan, presented to the Court in this matter, is true and that the said Francois Favier has committed an Act of Insolvency under the provisions of the Statute 9th Geo. IV. Cap. 73, entitled "an Act to provide for the Relief of Insolvent Debtors in the East Indies, &c."

Notice whereof is hereby given,

P. O'Hanlon, Examiner.

Office of Examiner, 14th December, 1839.

Mr. Higgins, Atty.

কলিকাতার জোত্রহীন করজবানারের পরি জানাথে আদালত

সাবেক কলিকাতার পা. বর্তমান ডিসেম্বর লক ইন্টারিট নিবাসি সও মাহার ৭ শনিবার তা দাগর এবং বেপারি ফে রিখের আদালতে এ রেনকোশ ফেবিএর একে হা তজবিজ হইল যে নে রামপুরে বাশ রাবট উইলসান এলন করেন সাহেবের এই আদালতে দাখিলকরা আরজী এই বিষয়ে হয় জখাৎ এবং এ উক্ত রেনকোশ ফেবিএর করিয়াছেন এক কর্ম নাভয়ানের মোতাবক জাজ ফোর্থ বাদ সাহের বাদসাইএর ৯ বৎসরের প্রকাশিত আইনের ৭৩ ধারা "জাহার নাম হিন্দুস্থানের অক্ষম অনিদিগের পরিজানাথ আইন"

উহার খবর এতদ্বারায় দেওয়া জাইতেছে

P. O'Hanlon, Examiner.

একজামিনর সাহেবের আফিস

সন ১৮৩৯ সাল ১৪ ডিসেম্বর

মেং হিগিন্সো উকিল

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of Manuk Malcom On Saturday, the 7th day of December, instant, it was Ordered that Lawrence DeSouza, Anthony gunnahs, an Insolvent. DeSouza, and Michael DeSouza, the Petitioning Creditors of the said Insolvent, do on service of this rule shew cause on Saturday, the 4th day of January next, at the hour of 11 o'Clock, in the forenoon, why the Adjudication, pronounced on the 20th of April last, should not be revoked.

Notice whereof is hereby given.

Office of Examiner, 14th December, 1839.

Mr. Higgins, Atty.

কলিকাতার জোত্রহীন করজবানারের পরি জানাথে আদালত

সাবেক কলিকাতার পা. বর্তমান ডিসেম্বর লক ইন্টারিট নিবাসি সও মাহার ৭ শনিবার তা দাগর ও বেপারি মেনক রিখের আদালতে এহা ম্যালকম মেনক জিনি হুজম হইল যে মো একেবে ২৪ পরগনা মো রেন্স ডিসোজা আন তালকের মোং কাশীপু থোনি ডিসোজা এবং রের বাসিন্দা এক না মাইকেল ডিসোজা তয়ান উক্ত নাভয়ানের আর জদার মহাফনগন এই হুজমনামার নকশ পাইয়া আগতো জানেওয়ারি মাহার ৪ শনিবার তারিখে বেলা ১১ ঘটীর সময় এই আদালতে কোন কারন দরসাইবেন যে গতো আপরেল মাহার ২০ তারি খের নাভয়ানি কেন রদ হইবেনা

উহার খবর এতদ্বারায় দেওয়া জাইতেছে

একজামিনর সাহেবের আফিস

সন ১৮৩৯ সাল ১৪ ডিসেম্বর

মেং হিগিন্সো উকিল

Court for the Relief of Insolvent Debtors at Calcutta.

NOTICE is hereby given, that the matters of the Petition and Schedule (the same having been filed in the Court) of JOHN CARBAU, of Kenderdine's Lane, in Calcutta, Section Writer, will

be heard on Saturday, the 1st day of February 1840, at the hour of 11 o'Clock in the forenoon.

"No Creditor will be allowed at the Hearing to oppose the discharge of a prisoner, unless he shall have given notice of his intention to the Chief Clerk, three clear days before the day of Hearing."

Office of Examiner, 16th December, 1839.

Mr. Hudson, Atty.

কলিকাতার জোত্রহীন করজদারানের পরি
জানার্থে আদালত

এতদ্বারা য় ধর দেওয়া জাইতেছে যে নিচের
নামিত এই আদালতে দাখিল করা আরজী ও
কদের বিষয়

জান কারোর

জিনি কলিকাতার মোং কেনডরডাইন গলি নি
বাসি কুরান কেরানি তাহার বিষয় সন ১৮৪০ সা
নের ফিক্রওয়ারি মাহার ১ শনিবার তারিখে
বেলা ১১ ঘটীর সময় শুনানি হইবেক

"কোন মহাজন আগতা করিতে পারি
বেনমাই খালাসিতে কোন কএমির জদ্যপি শুনানির
নিয়মিত দিবসের পূর্বে পূর্বে তিন দিবস থাকিতে
তাহার মানসের সংবাদ চিপ কেলকে সাহেবের
আফিসে না দেন"

একজামিনর সাহেবের আফিস

সন ১৮৩৯ সাল ১৬ ডিসেম্বর

মেং হডসন উকিল

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of Ramkisson Col- On Saturday, the
leah, of Burra Bazar, in Calcutta, 7th day of December,
Merchant, and now a prisoner for 7th day of December,
Debt in the Gaol of Calcutta, an instant, It was Or-
Insolvent dered that the said
Insolvent be remand-
ed for further Hearing until Saturday, the 4th day of
January next.

Notice whereof is hereby given.

Office of Examiner, 17th December, 1839.

Mr. Hudson, Atty.

কলিকাতার জোত্রহীন করজদারানের পরি
জানার্থে আদালত

কলিকাতার বড় বাজার বর্তমান ডিসেম্বর
নিবাসি সওদাগর রাম মাহার ৭ শনিবার তা
কৃৎ কলিয়ের বিষয় জিনি রিখে এহা হুদম হইল
একেনে দেনার নিমিত্তে যে এই উক্ত নাভয়ান
কলিকাতার জেলে কয়েদ পূনরায় শুনানির নি
আছেন মিত্তে মূলতবিরহিলে
ন আগতো জানেওয়ারি মাহার ৪ শনিবার তা
রিখ অবধি

উহার ধর এতদ্বারা দেওয়া জাইতেছে

একজামিনর সাহেবের আফিস

সন ১৮৩৯ সাল ১৭ ডিসেম্বর

মেং হডসন উকিল

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of James Jacobs, of On Saturday, the
Dhurruntollah, in Calcutta, Musi- 7th day of December,
cal Warehouse Keeper, and now a instant, It was Or-
prisoner for Debt in the Gaol of dered that the said
Calcutta, an Insolvent. Insolvent be remand-
ed for further Hearing until Saturday, the 4th day of
January next: and that the said Insolvent do file a further

Amended or Additional Schedule of his Debts, Estate and Effects.

Notice whereof is hereby given.

Office of Examiner, 17th December, 1839.

Mr. Strettell, Atty.

কলিকাতার জোত্রহীন করজদারানের পরি
জানার্থে আদালত

কলিকাতার ধর্মতলা নিবা বর্তমান ডিসেম্বর
সি বাজার দোকানদার জেমে র মাহার ৭ শনি
য জেকাব সাহেবের বিষয় বার তারিখে এহা
জিনি একেনে কলিকাতার হুদম হইল যে এই
জেলে দেনার কারণ কয়েদী উক্ত নাভয়ান পূন
এক নাভয়ান হার শুনানির নি
মিত্তে মূলতবিরহিলেন আগত জানেওয়ারি মাহার
৪ শনিবার তারিখ অবধি এবং এই উক্ত নাভয়ান
তাহার দেনা মাল ও জায়দাদের আর এক সোধন
করা কিবা জৌগিগ কদ দাখিল করন

উহার ধর এতদ্বারা দেওয়া জাইতেছে

একজামিনর সাহেবের আফিস

সন ১৮৩৯ সাল ১৭ ডিসেম্বর

মেং ইষ্ট্রাটেল উকিল

Court for the Relief of Insolvent Debtors at Calcutta

In the matter of Brijomohun On Saturday, the 7th day
Coondoo, of Hautcollah in of December, instant, It
Calcutta, Banian, and now was Ordered that the said
a prisoner for debt in the Insolvent be remanded for
Goal of Calcutta, an Insol- further Hearing until Sa-
vent. turday the 4th day of Ja-
nuary next: and that the said Insolvent have leave to
file a further additional or amended Schedule of his Debts,
Estate and Effects: and that the witnesses attending before
the Court on the said 7th day of December, instant, pur-
suant to the subpoenas issued in this matter by the opposing
creditors as well as by the said Insolvent, do attend before
the Court on the said 4th of January next.

Notice whereof is hereby given.

Office of Examiner, 17th December, 1839.

Mr. Preston, Atty.

কলিকাতার জোত্রহীন করজদারানের পরি
জানার্থে আদালত

কলিকাতার হাটধোলা বর্তমান ডিসেম্বর
নিবাসি মুন্সুদী বুজমোহন মাহার ৭ শনিবার তা
দগুর বিষয় জিনি একেনে রিখে এহা হুদম হই
দেনার নিমিত্তে কসিকা ল যে এই উক্ত নাভয়ান
তার জেলে কয়েদ আছেন ন পূনরায় শুনানির
এক নাভয়ান নিমিত্তে মূলতবিরহি
লেন আগতো জানেওয়ারি মাহার ৪ শনিবার তা
রিখ অবধি এবং এই উক্ত নাভয়ান তাহার দেনা ও
মাল ও জায়দাদের আর এক সোধন করা এবং
জৌগিগ কদ দাখিল করিবার অনুমতি পাইলেন
এবং এই উক্ত নাভয়ানের এবং তাহার প্রতিবাদি
মহাজনগণের এই আদালতের সপিনা বিমজ্জিম
যে সকল সাক্ষি এই উক্ত ডিসেম্বর মাহার ৭ তারিখে
এই আদালতে হাজির হইয়াছিল তাহার আগতো

জানেশ্বরী মাহার ৪ তারিখে এই আদালতে হা
জীর হইবেন

উহার খবর এতদ্বারায় দেওয়া জাইতেছে

একজামিনর সাহেবের আফিস

সন ১৮৩৯ সাল ১৭ ডিসেম্বর

মেং প্রেক্টান উকিল

Court for the Relief of Insolvent Debtors at Calcutta.

In the matter of Rangovind Day, late a Banian and Trader, residing at Burra Bazar, in Calcutta, and now residing at Coverdangah in Calcutta, an Insolvent } On Saturday, the 7th day of December, instant, It was Ordered that Mr. John Wallis Alexander, the Ass- } signed in this matter, have leave to bring actions and to enter into compromises as he may deem advisable with the several Debtors to the Estate of the said Insolvent unless cause be shown to the contrary on Saturday the 4th day of January next.

Notice whereof is hereby given.

Office of Examiner, 17th December, 1839.

Messrs. Waddington and Sanders, Atties.

কলিকাতার জোত্রহিন করজদারানের পর

আদালত

সাবেক কলিকাতার বড় বড়মান ডিসেম্বর
বাজার নিবাসি মুখুন্দি মাহার ৭ শনিবার তা
ও বাবসাই রামগোবিন্দ রিখে এই হুজুম হইল
দেয় বিষয় জিনি এক্ষেন যে এই বিষয়ের মো
কলিকাতার কবর ডাঙ্গা তারকার মেং জান ও
নিবাসি এক নাতয়ান যালিস আলিকদাওর
সাহেব অনুমতি চাহেন এ উক্ত নাতয়ানের জায়
মাদের প্রাক্তগনের উপর নালিশ করিতে এবং
আপনে নিষ্পত্তা করিতে জাহা তাহার পরামর্শ
হইবেক জদাণি না কোন কারন দরসান আগতে
জানেশ্বরী মাহার ৪ শনিবার তারিখে তাহার
বৈপারিতাতে

উহার খবর এতদ্বারায় দেওয়া জাইতেছে

একজামিনর সাহেবের আফিস

সন ১৮৩৯ সাল ১৭ ডিসেম্বর

মেশস ওয়াড্ডিংটন এবং সেন্সো উকিল

NOTICE--The Public are hereby informed, under orders of Government, dated 29th January, 1839, that excavations, surrounded with fences, and having lights at night, are in progress in the undermentioned Thoroughfares in the Town of Calcutta.

Lower South Division.

Wellesley Street: an Aqueduct to be built along the East side from Park Street to South Colinga Street.

Park Street from the junction of Chowringhee Road to Camac Street to be fenced, while the Road is under repair.

The Road crossing the Plain from Chowringhee Road, facing Kyd Street to Old Driving Course.--North, East corner to be fenced for the purpose of removing Lamp Pillar, &c.

Park Street at the junction of Middleton Row, the cross bridge requiring material repairs, and is fenced.

Lower North Division.

Moorgyhatta Street: an Aqueduct to be built on the North side and a Tunnel on the South side of the Street, with several Cross Drains between Portuguese Church Street and Chittpore Road.

N. B. The public are recommended not to frequent this Street in wheeled carriages, during the progress of the work.

Petty Court Jail Street, a wooden box cross Bridge to be laid down.

Colocottollah New Road, at the junction of Petty Court Jail Street, the Arch of the Tunnel to be reconstructed.

Lower North and Upper North Divisions.

Chittpore Road: West side: from Moorgeyhattah Street to opposite Dwarkeynoth Tagore's Lane--Aqueduct to be built.

R. J. ROSE,
Offg. Supt. Conservancy.

Sree Mutty Khettermoney Dossee, Complainant, *vs.*

Nubkissen Mitter and others, Defendants;

AND

Nubkissen Mitter and another, Complainants, *vs.*

Hurloll Mitter and others, Defendants;

AND

Rogomoney Dossee, Complainant, *vs.*

Nubkissen Mitter and others, Defendants.

NOTICE is hereby given, that pursuant to a Decretal Order of the Supreme Court of Judicature at Fort William in Bengal, made in these causes bearing date the 24th of October, 1834, the Creditors of the Joint Estate of Nubkissen Mitter, Gopeemohun Mitter and Kistnocaunt Mitter, and also the separate Creditors of the said Nubkissen Mitter, Gopeemohun Mitter, and Kistnocaunt Mitter respectively, and of Khettermoney Dossee and of Rogomoney Dossee, and of the said Khettermoney Dossee as Widow and Representative of Kistnocaunt Mitter deceased, and of the said Rogomoney Dossee as Widow and Representative of Gopeemohun Mitter deceased, and also the Creditors of Nubkissen Mitter and Issenchunder Sircar as pretended Executors of Kistnocaunt Mitter deceased, are hereby required to come before William Patrick Grant, Esquire, the Master of the said Court, on or before the 7th day of January next, and prove and establish their respective debts, otherwise they will be excluded from the benefit of the said Decree.

W. P. GRANT, Master.

Calcutta, Supreme Court, Master's Office, 9th October, 1839.

NATHL. HUDSON, Solicitor for Sreemutty Khettermoney Dossee.

BENGAL MILITARY FUND.

IN conformity to the 26th and 27th Article of the Regulations, a General Meeting of the Subscribers of the Military Fund will be held at the House of Mr. Martindell, the Secretary, No. 7, Elysium Row, on Friday, the 24th January next, at 10 o'clock in the morning, for the election of Directors for the ensuing year, and for the inspection and approval of Accounts of the Fund, and of the Proceedings of the Directors for the past year.

J. W. J. OUSELEY, President.

Calcutta, Military Fund Office, the 25th November, 1839.

NOTICE is hereby given, that the Effects appertaining to the Estate of Pierce Tydd Mosse, Esquire deceased, late a Lieutenant in the Service of His Highness the Rajah of Nagpoor, are now under the Seal of this Court, and will be made over to any person duly authorized to receive the same.

A. WHEATLEY,

Offg. 1st Junior Asst. Commr.

Seonee Foujdaree Adawlut, the 30th November, 1839.

NOTICE.--The Effects of the late Mr. John Shaw, Junior, Attorney and Manager for the Firm of T. E. Thomson and Co. Hardware and General Store Keepers, who died at this Station on Saturday 26th ultimo, are under Seal of this Court and will be delivered to any person legally authorized to receive them.

H. T. TAPP, Col., Political Agent.

Magistrate's Office,

Simlah,

The 4th November, 1839.

NOTICE of Public Sale for Arrears, of Revenue, &c. unless intermediately liquidated, at the Collector's Office, of Mymensing, on the 15th January, 1840, or 3d Mang 1246 B. S. Wednesday.

No. of the Lot in the Collector's Sale Advertisement.	Recorded Proprietors.	Amount Sudder Jumma	Arrears of Revenue, including Interest for the Kist of October 1839	REMARKS.
No. 26. Pergunah Hossain-shahi, and Joor Hosein-pore, ...	Edmund Kent Hume, Esq., and others, ...	45457 14 6	3823 7 1	
No. 30. Do. Mymensing, Hissa 4 Annas, ...	Sambhoochunder Chowdry and others, ...	29653 15 8	1533 8 8	This Mehal is under Bat-warah.
No. 31. Do. Do. Hissa 4 Annas, ...	Tarinikanth Lahoree, &c....	32445 9 11	2876 15 11	Ditto. ditto.
No. 32. Do. Do. Hissa 4 Annas, ...	Narainee Dibbee and others, ...	32443 3 4	2456 5 10	
No. 61. Do. Pookhera. Entire Estate, ...	Rani Bhoobun Moi Dibbee and others, ...	75245 6 0	5386 15 5	This Mehal is under Bat-warah.

These Lands produce Paddy, Sugar Cane, Indigo, &c. &c.

Mymensing Collector's Office, the 10th December, 1839.

F. SKIPWITH, Collector.

NOTICE.—Mr. George Gillanders and Mr. Adam Stuart Gladstone, are admitted Partners in our Concerns in Liverpool and here.
GILLANDERS, ARBUTHNOT & CO.

WITH the Sanction of Government, the following Advertisement is published for general information.
By Order of the General Management,
JOHN McQUEEN,
Secy. M. O. S.

Orphan Society's Office, Kildispore, }
5th March, 1839.

ADVERTISEMENT.

It being understood that Public Officers, in ignorance of the existence and nature of the Orphan Press Contract with Government, occasionally employ other Presses to the prejudice of the Orphan Institution, the General Management deem it expedient to publish, for general information, the following extract of a Letter from Mr. Secretary Prinsep, showing that the Orphan Press has the exclusive privilege of Printing for Government.

"I am directed to acknowledge the receipt of your letter of the 6th instant, and in reply to state that it is by no means the intention of the Government to withdraw any part of its printing business from the Orphan School Establishment, or to allow Public Officers to give a preference to other Presses. On the contrary, the Vice President in Council has declared his readiness to enquire into every case in which other Establishments may be employed to the prejudice of the interests of the Orphan School, whenever such may fall under his notice or be made the subject of representation.

(Signed) H. T. PRINSEP,
Secy. to Government Genl. Dept.
Council Chamber, the 7th August, 1832."

THE Subscribers to Captain MacGREGOR's proposed Atlas 1:11 tract of the General Orders of the Supreme Government and Commander in Chief, and the Officers of the Bengal Army generally, are respectfully informed that the dots of all Orders, and appropriate references to the various Authorities by whom the same are issued, will be given in the work. Officers desirous of subscribing, are requested to send their names to Mr. G. H. Huttman, Military Orphan Press.

This day is Published,

In 2 Volumes Folio Fools Cap. (with large colored Map of Hindoostan divided into Provinces)—pages 844—
Price 30 Rs.

Registers of the Maps

TO BE FOUND IN THE VARIOUS OFFICES OF THE
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Presidencies,

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Right Hon'ble the Governor General of India,
FROM RETURNS RECEIVED BY THE SURVEY COMMITTEE.
G. H. HUTTMANN, *Mily. Orphan Press.*
Novr. 15th, 1839.

REPORTS OF CASES

IN THE

Court of Sudder Dewanny Adawlut.
Part I. Vol. 5, 1830. Part II. 1831, & Part III. 1832,
Royal 8vo. Price 3 Rupees each.



The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press before Noon of Friday, and those of a few lines only before 5 P. M. of that day.

SATURDAY, DECEMBER 21, 1839.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 16TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 16th December 1839, with the assent of the Right Hon'ble the Governor General of India, which has been read and recorded.

Ordered, that the Act be promulgated for general information.

ACT No. XXVII. of 1839.

An Act for authorizing the Court of Requests for the Town of Calcutta to execute decrees passed by the Judge of the Dewanny Adawlut of the Zillah of the 24-Pergunnahs in certain cases.

I Whereas execution of the decrees of the Courts of Justice of the Zillah of the 24-Pergunnahs is often defeated by the parties against whom the same have been obtained absconding from the limits of the said Zillah into the Town of Calcutta; and whereas by Regulation XVI of 1812 of the Bengal Code, provision is made, where the like inconvenience occurs by parties absconding from the Town of Calcutta into the said Zillah, for the Judge of the said Zillah enforcing the judgments of the Court of Requests of the Town of Calcutta:

It is hereby enacted that if the defendant in any suit decided by any Court of Justice of the Zillah of the 24-Pergunnahs the plaintiff in which shall have obtained a decree, shall retire before execution of the same into the jurisdiction of the Court of Requests, that Court upon receiving a written application from the Judge of Dewanny Adawlut of the Zillah of the 24-Pergunnahs, setting forth the above circumstances, and accompanied by a copy of the decree duly authenticated, is hereby authorized and directed to proceed to execute the said decree in the mode prescribed for the execution of judgments obtained in the Court of Requests, and on payment of the like costs as are demanded for the execution of such judgments in ordinary cases. Provided always that nothing in this Act contained shall be held to authorize the said Court of Requests to execute any decree except the cause of action in respect of which such decree was obtained were such that if it had occurred within the local jurisdiction of the said Court it would have been cognizable by the same.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 9TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 9th December, 1839, with the assent of the Right

Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

ACT No. XXVIII of 1839.

An Act for the Regulation of Buildings in the Islands of Bombay and Colaba.

I. It is hereby enacted, that the first twelve Articles of Rule Ordinance and Regulation III of 1812, passed by the Governor of Bombay in Council, and the 18th, 25th, and all following Articles of the same Rule Ordinance and Regulation, and the 1st, 2d, 5th and 7th Articles of Rule Ordinance and Regulation III of 1815, passed by the said authority, be repealed.

II. And it is hereby enacted, that, all persons intending to erect or rebuild any building within the Islands of Bombay and Colaba which shall approach in any part within twenty-five feet of the edge or side of any public road, street, or other thoroughfare, or intending to alter any building within the said Islands by extending the foundation thereof, so that any part of such foundation shall approach within the same distance of the edge or side of any such public place, shall, before commencing to do so, obtain from the Collector of Land Revenue in Bombay a certificate of the specific ground intended to be used, and from the Surveyor to the Court of Petty Sessions in Bombay an endorsement on such certificate, of the nature of the work which, consistently with the provisions of this Act, and with public convenience, and according to the intention of the party, can and is proposed to be executed.

III. And it is hereby enacted, that in all cases in which the Surveyor to the said Court of Petty Sessions shall be satisfied that the intended building or alteration is in compliance with the provisions of this Act, and that no part of the ground to be covered thereby is wanted for public purposes, he shall endorse the said certificate as above enacted, and in case any party shall feel aggrieved by the withholding of such endorsement, or by the terms or restrictions of any such endorsement, he shall be at liberty to bring the matter of his complaint before the said Court of Petty Sessions, whose decision thereon shall be final; provided always that no certificate, and no such endorsement thereof as aforesaid, and no decision of the said Court of Petty Sessions thereon, shall be construed as an adjudication upon or as in any way affecting the right or title of any person to the ground or building referred to in such certificate and endorsement or any part thereof.

IV. And it is hereby enacted, that should any person, having obtained a certificate and endorsement as aforesaid, find it desirable during the progress of the work to deviate from his original plan, he shall not be at liberty to do so without the sanction in writing of the said Surveyor to the Court of Petty Sessions to such proposed deviation, with liberty however to the party to appeal to the said Court as provided in Section III of this Act.

... And it is hereby enacted, that should the erection, rebuilding, or such alteration as aforesaid of any such building be commenced without such certificate and endorsement as above required, or contrary to the terms of any such certificate and endorsement, (such deviation not having been duly sanctioned as aforesaid,) every person offending herein shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 rupees.

VI. And it is hereby enacted, that whoever shall alter any such certificate as aforesaid without the sanction of the Collector of the Land Revenue and of the Surveyor to the Court of Petty Sessions, or shall alter any endorsement thereon without the sanction of the Surveyor to the Court of Petty Sessions, shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 rupees, or by imprisonment in the house of correction for any time not exceeding four calendar months, with or without hard labor.

VII. And it is hereby enacted, that no building hereafter to be erected within the walls of the Fort of Bombay shall be erected higher than 50 feet measured from the surface of the street to the extreme of the roof, provided that light open balustrades or railings of any material not inflammable may be added round the outer edge of the roof for the purpose of guarding against accident, but such balustrades or railings are to have no roof or covering; and all persons offending herein shall on conviction before the said Court of Petty Sessions be punishable by fine not exceeding 500 rupees.

VIII. And it is hereby enacted, that no cudjans or other inflammable materials shall be made use of in the external roof or walls of any building within the Fort walls of Bombay, nor in the external part of any building without the Fort walls of Bombay in any place or places within the Islands aforesaid to be declared by the Governor of Bombay in Council by Proclamation in the Government Gazette, and that every person offending herein shall on conviction before the said Court of Petty Sessions be punishable by fine not exceeding 500 rupees.

IX. And it is hereby enacted, that no building of any description shall be erected in the Islands of Bombay or Colaba in such manner as shall destroy, injure, or prejudicially interfere with any of the water courses or the drainage of the said Islands, or either of them, and upon notice being given by the said Surveyor of the Court of Petty Sessions to the owner or other person under whose directions any work may be going on, that such work is injurious to and does or will interfere with any water course or the drainage of the said Islands or either of them, such person shall immediately thereupon discontinue such work, and if he feels aggrieved by such notice, shall bring the matter of his complaint before the said Court of Petty Sessions, whose opinion and adjudication thereon shall be final; and in case such person shall not, on receiving such notice as aforesaid, discontinue the said work, he shall be punishable on conviction before the said Court of Petty Sessions, by fine not exceeding rupees 500.

X. And it is hereby enacted, that in case the said Court of Petty Sessions, on any appeal to them under the last preceding section, or upon special application of their Surveyor, and after hearing the parties concerned, shall be of opinion that the work deemed objectionable by the said Surveyor will destroy or be injurious to or prejudicially affect any of the water courses or the drainage of the said Islands, or either of them, then the said Court shall make an order for the discontinuance and immediate removal of the said work, or of so much thereof as is objectionable: and in case the owner or other person conducting such work shall not obey such order, he shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding Rupees 500: and such work, or so much thereof as shall have been found to be objectionable, shall be forthwith taken down and removed by the Surveyor of the said Court, and the materials shall be sold and disposed of in the like manner as is herein-after directed concerning the taking down of ruinous buildings.

XI. And it is hereby enacted, that when any building within the Islands of Bombay or Colaba shall be erected, rebuilt, or altered, in any manner contrary to the provisions of this Act, except as in the 9th section is mentioned, it shall be lawful for the Surveyor to the Court of Petty Sessions to give notice to the person or persons so offending forthwith to discontinue such work, and to pull down and clear away the

same by a fixed day, and in the event of such work not being immediately discontinued, or of such order of removal not being complied with by the expiration of the time so fixed upon, the person or persons so disobeying such notice shall be punishable, on conviction before the said Court of Petty Sessions by fine not exceeding Rupees 500; and the Surveyor to the Court of Petty Sessions shall have power to cause the work to be taken down and removed, and to sell and dispose of the materials thereof in the like manner as is hereinafter directed concerning the taking down of ruinous buildings, provided always that nothing herein contained shall prevent the person or persons to whom such notice shall be given appealing therefrom to the said Court of Petty Sessions, which Court shall have power to quash, alter, or confirm the same, and to extend the time named therein, and to punish any frivolous appeal with double costs.

XII. And it is hereby enacted, that every person rebuilding any building of which any part is situated within twenty-five feet of the edge or side of any public road, street, or other thoroughfare within the Islands aforesaid, shall be liable to be required, for the purpose of widening such road, street or other thoroughfare, to carry back his building so far and to give up so much of the site of the old building, or of the compound in which the same was standing, or of the unclosed ground if any lying in front of the old building and between the same and the road, as shall be specified in the endorsement to be made on the certificate of the Collector of Land Revenue under this Act, but such endorsement shall be subject in all cases to the revision and final decision of the said Court of Petty Sessions, in the event of an Appeal thereto from the terms of the same, and the party so required shall be entitled to such compensation as is hereinafter provided.

XIII. And with the view of preventing fraudulent evasions as to the giving up of ground under the last section, it is hereby enacted, that every person rebuilding, repairing, altering or in any way strengthening the foundation or lower part of any building within twenty-five feet of the edge of any public road or street within the Islands aforesaid, and then within three years therefrom substantially rebuilding the remaining part of the said building upon the old foundation or lower part so rebuilt, repaired, altered or strengthened as aforesaid, shall be deemed to have rebuilt the entire building within the meaning of the last Section.

XIV. And it is hereby enacted, that should any steps project into any public road, street, or other thoroughfare in front of any house the space covered by such steps shall not be considered as part of the ground to be given up under this Act, but the ground to be given up shall be measured from the exterior of the building itself.

XV. And it is hereby enacted, that the Court of Petty Sessions, with the sanction of the Governor of Bombay in Council, shall at all times have power and authority to require any ground within the Islands of Bombay or Colaba to be given up for the purpose of widening or altering any existing public road, street, or other thoroughfare, or drain, or for making any new public road, street, or other thoroughfare, or drain.

XVI. And it is further enacted, that wherever ground required to be given up under any of the preceding Clauses, or any building thereon, shall be or be of the nature of private property, or when being ground of the Hon'ble Company any substantial improvement shall have been made in the value thereof, the Surveyor to the Court of Petty Sessions shall cause an estimate to be made of such private interest, or of any such improvement, and the amount of such estimate, if duly sanctioned by the Hon'ble the Governor in Council, or such other sum as that authority shall sanction, shall be offered by the said Surveyor to the owner or other person in possession of the said ground or building, and if such offer be accepted the amount thereof shall be paid to such owner or other person whose receipt for the same shall be a sufficient release and discharge to the said Court of Petty Sessions, and thereupon the said Court of Petty Sessions shall become and be the legal owners of the said ground, or building, for the purposes of this Act, and all and every person or persons interested in the premises shall be thenceforth to all intents and purposes divested of all right, title, and interest of, in, or to the same, provided always that nothing herein contained or hereby authorized shall have the effect of deciding that the person to whom any money

shall be paid as aforesaid is in law or equity the owner of any part of such money, and in case any conflicting claims shall be set up thereto before the same shall have been paid over, such sum shall be then dealt with in the manner provided in Section XXI hereinafter contained.

XVII. And it is further enacted, that where such offer shall be made as aforesaid, and the person or persons to whom the same shall be made shall refuse to accept the same, as being less than the value of the said property or interests, then and in such case the Court of Petty Sessions shall cause the value of the property or interests for which compensation is to be given to be ascertained by a Jury of twelve indifferent men resident on the Island, to be summoned by the Sheriff in manner hereinafter mentioned, and the said Court of Petty Sessions is hereby empowered to call before the said Jury by a written notice for that purpose to be given, and to examine upon oath, all persons who shall be thought necessary and capable of giving evidence concerning the premises, and the said Court shall cause the said Jury to view the property in question, and shall use all other lawful means as well for their own as for the said Jury's information on the premises, and after the said Jury shall have so settled the value of the said property, or interest, such valuation so made shall be final and conclusive to all intents and purposes against all persons, and the amount thereof shall be paid as hereinafter mentioned.

XVIII. And it is hereby enacted, that for summoning and returning a Jury under the last preceding Clause the said Court of Petty Sessions shall have authority from time to time to issue their warrant to the said Sheriff of the Town of Bombay, thereby requiring him to summon and return an indifferent Jury of twenty-four persons resident on the Island of Bombay, to be selected from the Petit Jury list for the time being, to appear before the said Court of Petty Sessions at such time and place as in the said warrant shall be appointed, of which time and place all parties interested shall have ten days notice in writing to be given to the said parties personally or left at their usual place of abode; and the said Sheriff is hereby required to summon and return such twenty-four persons accordingly, and out of the persons so summoned and returned, or out of such of them as shall appear, the said Court shall cause to be sworn twelve, who shall be the Jury for the purpose aforesaid, and all persons concerned shall have their lawful challenges against any of the said Jurymen when they come to be sworn, and the said Court acting in the premises shall have power to impose any reasonable forfeiture, not more than 200 Rupees, upon any person who shall be summoned and returned on such Jury and shall not appear, or who shall refuse to be sworn on such Jury, or in any manner wilfully neglect his duty there in contrary to the meaning of this Act, and also upon any persons who, having been duly summoned to give evidence touching any matter in question, shall refuse to appear, or appearing shall refuse to be examined or give evidence, which said forfeiture shall be and is hereby made payable to the Court of Petty Sessions for and on account of the County fund.

XIX. And it is hereby enacted, that the said Sheriff shall be allowed for every warrant to his Bailiff for summoning every Jury ten rupees and no more, and for every return of a Jury four Rupees and no more, and for attending the Court of Petty Sessions on the impannelling every Jury fifteen Rupees and no more, and such fees and other expences of and attending the assembling the said Jury shall be borne and paid by the Court of Petty Sessions out of the County fund, if the valuation fixed by the said Jury shall exceed the original offer made under Section XVI of this Act, and by the other party if such valuation shall be equal to or less than the said offer, and in all cases where the said Court of Petty Sessions shall be entitled to receive any costs or expences under this Clause the said Court shall be empowered to levy and raise the same in the same manner as if the same were a fine or other penalty.

XX. And it is further enacted, that in all cases where money shall be paid to any person or persons as a compensation under this Act, the same shall be paid out of the County fund, and shall be subject to the same use or uses, and the same charges, liens, or incumbrances in all respects as the interests or property for which such compensation shall be paid were subject to at the time of the payment therefore.

XXI. And it is further enacted, that in every case wherein conflicting claims are set up to any property or interest which the Court of Petty

Sessions may require for carrying into execution the purposes of this Act, and for which under the provisions thereof any compensation shall be payable, such compensation shall be paid into the hands of the Accountant General of the Supreme Court of Bombay, for the use and benefit of such persons as shall appear entitled thereto by any decree or judgment of the said Supreme Court, and the receipt of the said Accountant General shall be a sufficient discharge to the Court of Petty Sessions, who shall from the date thereof become and be the legal owners of the said ground or building for which such money shall be so paid.

XXII. And it is hereby enacted, that the Surveyor or to the said Court of Petty Sessions shall cause notice in writing to be given to the owner or occupier of any building or land within the Islands aforesaid from which any gallery, balcony, roof, weather frame, spout, gutter or other thing shall in future be made, which shall overhang or jut into or in any way project or encroach upon any public road, street, or other thoroughfare, that he do take down, remove, alter, or regulate the same in such manner as not to incommode the public. And in case such owner or occupier shall refuse or neglect so to do for the space of fifteen days next after such notice shall have been given to him, the person or persons disobeying such notice shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 Rupees. And the said Surveyor shall have power to cause the nuisance to be taken down and removed, and to sell and dispose of the materials thereof in like manner as is hereinafter directed concerning the taking down of ruinous buildings; provided always that nothing herein contained shall prevent the person or persons to whom such notice shall be given appealing therefrom to the said Court of Petty Sessions, which Court shall have power to quash, alter, or confirm the same, and to punish any frivolous appeal with double costs. Provided also that tiled roofs or weather frames of at least twelve feet high above the surface of any public road, street, or other thoroughfare, may be projected to the extent of two feet above the same.

XXIII. And it is hereby provided, that it shall be lawful to the Surveyor or to the Court of Petty Sessions, with the approbation of the said Court, to give permission in writing to the owner or occupiers of buildings in public thoroughfares twenty-five feet in width and upwards, within the Islands aforesaid, to project tiled roofs or weather frames from the Upper stories of their Houses to the extent of three feet beyond their foundation, or over any public road, street, or other thoroughfare, and to the occupiers of buildings in exposed situations facing between the South and West in Streets of the above width to make such projection to the extent of five feet.

XXIV. And it is further enacted, that where any scaffolding shall be used in or near any public road, street, or other thoroughfare, in building, repairing, or altering any house, or building, within the Islands aforesaid, it shall be lawful for the Surveyor to the said Court of Petty Sessions, if he shall think fit so to do, to give notice in writing to the owner or occupier of such house, or building, or other person directing the work, to cause such scaffolding to be masked or covered on the outside thereof so as to prevent any thing falling therefrom to the injury of persons passing below, and if the owner, occupier or other person as aforesaid shall neglect to obey such notice within a reasonable time after receiving the same, such offender shall be punishable on conviction before the Court of Petty Sessions by fine not exceeding 500 Rupees.

XXV. And it is further enacted, that the tiles of roofs within the said Islands shall be properly secured, so as to prevent their falling to the injury of passengers on any public road, street, or other thoroughfare, and the owner or occupier of any house the tiles of which are not so secured shall, if he neglect to secure the same within one week after having received notice so to do from the said Surveyor to the Court of Petty Sessions, be punishable on conviction before the said Court by fine not exceeding 500 Rupees.

XXVI. And it is hereby enacted, that it shall be lawful for the Surveyor to the Court of Petty Sessions to give notice in writing to the owner or occupier of any house, or building, within the Islands aforesaid, from which water may fall on any public road, or ground, to put up such gutters or channels for catching and conveying the water elsewhere as may be necessary, and on non-compliance with such notice within

one week from the time of receiving the same, the offender shall be punishable before the said Court of Petty Sessions by fine not exceeding 500 Rupees.

XXVII. And it is hereby enacted, that when any building or any part thereof at or near any public road, street, or other thoroughfare in any part of the said Islands, is in a ruinous condition, it shall be lawful for the said Surveyor to the Court of Petty Sessions to cause a sufficient boarding or protection to be put up for the safety of all passengers, and the said Surveyor shall cause notice in writing to be given to the occupier if any, and if not cause a notice to be affixed to the door or other exposed part of such building, to repair or pull down the same within fourteen days from the date of such notice, and if such occupier or the owner do not begin to repair or take down the same within such term of fourteen days and complete the same as soon as the case will admit, it shall be lawful for the Surveyor to the Court of Petty Sessions to cause such building, or so much thereof as may be ruinous, to be taken down and removed in such manner as shall be requisite, and to sell and dispose of the materials thereof, and by and out of the monies arising by the sale thereof to reimburse himself and all persons by him employed for the purpose all the charges of putting up such boarding, and of taking down and removing such building, and of selling the said materials as aforesaid, and the surplus of such monies if any shall be paid to the owner of such house or building upon personal demand thereof made by such owner, and if no such demand be made, then to the Court of Petty Sessions for the benefit of the person or persons entitled thereto, and if no demand shall be made to the said Court for the money so paid in before the expiration of twelve Calendar months from the receipt thereof by the said Court, the same shall be added to and become part of the County Fund.

XXVIII. And it is hereby enacted, that whenever the money produced by any sale to be made by the Surveyor to the Court of Petty Sessions under this Act shall be deficient to cover the expenses of the said Surveyor, and the persons employed by him, then the said Court of Petty Sessions shall pay such deficiency to the said Surveyor out of the County Fund, and shall have power to levy and raise the same by distress and sale of the goods and chattels of the offender in the same manner in all respects as fines and penalties are levied by the said Court.

XXIX. And it is hereby enacted, that in case any part of the land constituting the public streets, or roads, or other thoroughfares of the said Islands beyond the limits of the Town of Bombay, shall become useless and unnecessary for the purpose of a public highway, it shall be lawful for the Governor of Bombay in Council to direct the Collector of Land Revenue of Bombay to take possession thereof for the use of the Honorable Company, and the Collector of Land Revenue shall take possession thereof accordingly.

XXX. And it is hereby enacted, that every Head Builder, Master Carpenter, Master Mason, or Labourer who shall in erecting, re-building or repairing, altering or adding to any building in Bombay or Colaba knowingly offend against the provisions of this Act, shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 Rupees.

XXXI. And it is hereby enacted, that the amount of all fines and penalties and costs in the nature of fines and penalty that may be incurred and payable under this Act shall be levied by warrant under the hands and seals of two or more of the Magistrates in Petty Sessions, and when received shall be added to and form part of the County Fund, and if on such distress property belonging to such offenders sufficient to make good the penalty be not found, such offender shall be committed by the said Court to the house of correction, with or without hard labour at the discretion of the said Court, for any time not exceeding three months, unless the said penalty be sooner paid.

XXXII. And it is hereby enacted, that where any distress shall be made for any sum or sums of money to be recovered by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the party making the same be deemed a Trespasser, on account of any defect of Form in any Proceedings relating thereto, nor shall the party be deemed a Trespasser *ab initio* on account of any irregularity afterwards done by the party making such distress, but the person or persons aggrieved by such irregularity may recover for the special damage only by action on the case, and not by any other action whatever.

XXXIII. And it is hereby enacted, that no Plaintiff shall recover in any action for any such irregularity or other proceedings, if tender of sufficient amends be made

by or on the behalf of the party or parties who committed or caused to be committed any such irregularity or wrongful proceeding before such action be brought; and in case no such tender shall have been made, it shall and may be lawful for the Defendant or Defendants in any such action, by the leave of the Court where such action shall depend, at any time before issue joined, to pay into Court such sum of money as he or they shall see fit, whereupon such proceedings or order and judgment shall be had, made, or given in and by such Court as in other actions when the Defendant is allowed to pay money into Court.

XXXIV. And it is hereby enacted, that no action or suit shall be commenced against any person or persons for any thing done in pursuance of this Act until twenty-one days after notice in writing of an intention to bring such action or suit has been given to the person or persons against whom such action or suit shall be brought, nor after the expiration of three Calendar months next after the fact committed, and the Defendant or Defendants in every such action or suit may plead the General Issue, and give this Act and any special matter in evidence at the trial, and that the matter or thing for which such action or suit is brought was done in pursuance and by the authority of this Act, and if the said matter or thing appear to have been so done, or if it shall appear that such action or suit was brought before the expiration of twenty-one days after such notice was given as aforesaid, or that sufficient satisfaction was made or tendered before such action was brought, or if any such action or suit be not commenced within the time herein for that purpose limited, then the Court, in every such action or suit shall find for the Defendant therein, and if a verdict be found for the Defendant, or if the Plaintiff or Plaintiffs in any such action or suit become non-suited, or discontinue, or suffer a discontinuance of any such action or suit, or if in any such action or suit judgment be given for the Defendant therein on demurrer or by default or otherwise, then and in any of the cases aforesaid the Defendant shall have judgment to recover treble costs of suit, and shall have such remedy for recovering the same as any Defendant or Defendants may have by law for costs in other cases.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 16TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 16th December 1839, with the assent of the Right Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

ACT No. XXIX of 1839.

An Act for the Amendment of the Law relating to Dower.

I. Whereas it is expedient to extend the Amendments in the English Law of Dower contained in the Statute 3d and 4th William IV Chapter CV to the Territories of the East India Company in cases which, but for the passing of this Act, would be governed by the English Law of Dower as it existed previously to the passing of the aforesaid Statute:

It is hereby enacted, that *Meaning of the words and expressions hereinafter mentioned, which in their ordinary signification have a more confined or a different meaning, shall in this Act, except where the nature of the provision or the context of the Act shall exclude such construction, be interpreted as follows; that is to say, the word "Land" shall extend to Messuages, and all other Hereditaments, whether Corporeal or Incorporeal (except such as are not liable to Dower), and to any share thereof, and every word importing the singular number only shall extend and be applied to several persons or things as well as one person or thing.*

II. And it is hereby further enacted, that when a *Widow to be entitled to Dower out of equitable Estates.* Husband shall die, beneficially entitled to any Land for an interest which shall not entitle his Widow to Dower out of the same at Law, and such interest, whether wholly equitable, or partly legal and partly equitable, shall be an Estate of inheritance in possession, or equal to an Estate of inheritance in possession, (other than an Estate in joint-tenancy,) then his Widow shall be entitled in Equity to Dower out of the same Land.

Survivor shall not be necessary to give title to Dower.

III. And it is hereby further enacted, that when a Husband shall have been entitled to a right of entry or action in any Land and his Widow would be entitled to Dower out of the same if he had recovered possession thereof, she shall be entitled to Dower out of the same although her Husband shall not have recovered possession thereof, provided that such Dower be sued for or obtained within the period during which such right of entry or action might be enforced.

No Dower out of Estates disposed of

IV. And it is hereby further enacted, that no Widow shall be entitled to Dower out of any Land which shall have been absolutely disposed of by her Husband in his life time or by his Will.

Priority to partial Estates, Charges and specialty Debts

V. And it is hereby further enacted, that all partial Estates and Interests, and all charges created by any disposition or Will of a Husband, and all debts, incumbrances, contracts, and engagements to which his Land shall be subject or liable, shall be valid and effectual as against the right of his Widow to Dower.

Dower may be barred by a Declaration in a Deed

VI. And it is hereby further enacted, that a Widow shall not be entitled to Dower out of any Land of her Husband, when in the Deed by which such Land was conveyed to him, or by any Deed executed by him, it shall be declared that his Widow shall not be entitled to Dower out of such Land.

On by a declaration in the Husband's Will

VII. And it is hereby further enacted, that a Widow shall not be entitled to Dower out of any Land of which her Husband shall die wholly or partially intestate when by the Will of her Husband, duly executed for the devise of Freehold Estates, he shall declare his intention that she shall not be entitled to Dower out of such Land or out of any of his Land.

Dower shall be subject to restrictions

VIII. And it is hereby further enacted, that the right of a Widow to Dower shall be subject to any conditions, restrictions or directions which shall be declared by the Will of her Husband, duly executed as aforesaid.

Devise of real Estate to the Widow shall bar her Dower

IX. And it is hereby further enacted, that where a Husband shall devise any Land out of which his Widow would be entitled to Dower if the same were not so devised, or any Estate or Interest therein, to or for the benefit of his Widow, such Widow shall not be entitled to Dower out of or in any Land of her said Husband, unless a contrary intention shall be declared by his Will.

Bequest of Personal Estate to the Widow shall not bar her Dower.

X. And it is hereby further enacted, that no Gift or Bequest made by any Husband to or for the benefit of his Widow of or out of his Personal Estate, or of or out of any of his Land not liable to Dower shall defeat or prejudice her right to Dower unless a contrary intention shall be declared by his Will.

Agreement not to bar Dower may be enforced.

XI. Provided always and it is hereby further enacted, that nothing in this Act contained shall prevent any Court of Equity from enforcing any covenant or agreement entered into by or on the part of any Husband not to bar the right of his Widow to Dower out of his Lands or any of them.

Legacies in bar of Dower still entitled to preference.

XII. And it is hereby further enacted, that nothing in this Act contained shall interfere with any rule of Equity, or of any Ecclesiastical Court by which Legacies bequeathed to Widows in satisfaction of Dower are entitled to priority over other Legacies.

Certain Dowers abolished.

XIII. And it is hereby further enacted, that no Widow shall hereafter be entitled to Dower ad ostium ecclesie or Dower ex assensu patris.

Act not to take effect before the 1st July 1840

XIV. And it is hereby further enacted, that this Act shall not extend to the Dower of any Widow who shall have been or shall be married on or before the First day of July One Thousand Eight Hundred and Forty, and shall not give to any Will, Deed, Contract, Engagement, or Charge executed, entered into, or created before the said First day of July One Thousand Eight Hundred and Forty, the effect of defeating or prejudicing any right to Dower.

XV. And it is hereby provided, that this Act shall not be construed to affect any right of property in Land otherwise than by modifying the Law of Dower in cases governed by the English Law of Dower, or to extend or alter the jurisdiction of any of Her Majesty's Courts of Justice.

J P GRANT,
Offg Secy. to the Govt of India

FORT WILLIAM
LEGISLATIVE DEPARTMENT,
THE 16TH DECEMBER, 1839

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 16th December 1839, with the assent of the Right Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

ACT No XXX of 1839

An Act for the amendment of the Law of Inheritance

I. Whereas it is expedient to extend the amendments in the English Law of Inheritance contained in the Statute 3d and 4th William IV Chapter CVI to the territories of the East India Company in cases which, but for the passing of this Act, would be governed by the English Law of Inheritance as it existed previously to the passing of the aforesaid Statute.

It is hereby enacted, that the words and expressions hereinafter mentioned, which in their ordinary signification have a more confined or a different meaning, shall in this Act, except where the nature of the provision or the context of the Act shall exclude such construction, be interpreted as follows (that is to say,) the word,

"Land," shall extend to Messuages, and all other Hereditaments, whether Corporeal or Incorporeal, and whether Freehold or of any other Tenure, and to Money to be laid out in the purchase of Land, and to Chattels and other personal property transmissible to Heirs, and also to any share of the same Hereditaments and Properties or any of them, and to any Estate of Inheritance or Estate for any Life or Lives, or other Estate transmissible to Heirs, and to any Possibility, Right, or Title of Entry or Action, and any other Interest capable of being inherited, and whether the same Estates, Possibilities, Rights, Titles, and Interests, or any of them, shall be in possession, reversion, remainder, or contingency; and the words "the Purchaser" shall mean the person who last acquired the Land otherwise than by descent, or then by any escheat, partition, or enclosure, by the effect of which the Land shall have become part of or descendible in the same manner as other Land acquired by descent, and the word "descent" shall mean the title to inherit Land by reason of consanguinity, as well where the Heir shall be an Ancestor or Collateral relation, as where he shall be a child or other issue; and the expression "descendants" of any Ancestor shall extend to all persons who must trace their descent through such Ancestor, and the expression "the person last entitled to Land" shall extend to the last person who had a right thereto, whether he did or did not obtain the possession or the receipt of the Rents and Profits thereof; and the word "assurance" shall mean any Deed or Instrument other than a Will by which any Land shall be con-

"The Purchaser"

"Descent"

"Descendants"

"Person last entitled"

"Assurance."

veyed or transferred at Law or in Equity; and every word importing the singular number only, shall extend and be applied to several persons

or things as well as one person or thing, and every word importing the masculine gender only, shall extend and be applied to a female as well as a male.

II And it is hereby further enacted, that in every case descent shall be traced from the Purchaser, and to the intent, that the pedigree may never be carried further back than the circumstances of the case and the nature of the title shall require, the person last entitled to the Land shall, for the purposes of this Act, be considered to have been the Purchaser thereof unless it shall be proved that he inherited the same, in which case the person from whom he inherited the same shall be considered to have been the Purchaser, unless it shall be proved that he inherited the same, and in like manner the last person from whom the Land shall be proved to have been inherited shall in every case be considered to have been the Purchaser unless it shall be proved that he inherited the same.

III. And it is hereby further enacted, that when any Land shall have been devised by any Testator who shall die after the First day of July one thousand eight hundred and forty, to the Heir or to the person who shall be the Heir of such Testator, such Heir shall be considered to have acquired the Land as a Devisee and not by descent; and when any Land shall have been limited by any assurance executed after the said First day of July one thousand eight hundred and forty, to the Person or the Heirs of the Person who shall thereby have conveyed the same Land, such Person shall be considered to have acquired the same as a Purchaser by virtue of such assurance, and shall not be considered to be entitled thereto as his former Estate or part thereof.

IV. And it is hereby further enacted, that when any person shall have acquired any Land by Purchase under a limitation to the Heirs or to the Heirs of the Body of any of his Ancestors, contained in an assurance executed after the said First day of July one thousand eight hundred and forty, or under a limitation to the Heir or to the Heirs of the body of any of his Ancestors, or under any limitation having the same effect, contained in a Will of any Testator who shall depart this life after the said First day of July one thousand eight hundred and forty, then and in any of such cases such Land shall descend, and the descent thereof shall be traced as if the Ancestor named in such limitation had been the Purchaser of such Land.

V. And it is hereby further enacted, that no brother or sister shall be considered to inherit immediately from his or her brother or sister, but every descent from a brother or sister shall be traced through the Parent.

VI. And it is hereby further enacted, that every lineal Ancestor shall be capable of being Heir to any of his issue, and in every case where there shall be no issue of the purchaser, his nearest lineal Ancestor shall be his Heir in preference to any person who would have been entitled to inherit, either by tracing his descent through such lineal Ancestor, or in consequence of there being no descendant of such lineal Ancestor, so that the father shall be preferred to a brother or sister, and a more remote lineal Ancestor to any of his issue, other than a nearer lineal Ancestor or his issue.

VII. And it is hereby further enacted and declared, that none of the Maternal Ancestors of the person from whom the descent is to be traced, nor any of their descendants shall be capable of inheriting until all his

Paternal Ancestors and their descendants shall have failed; and also that no female Paternal Ancestor of such person, nor any of her descendants, shall be capable of inheriting until all his male Paternal Ancestors and their descendants shall have failed; and that no female Maternal Ancestor of such person, or any of her descendants, shall be capable of inheriting until all his male Maternal Ancestors and their descendants shall have failed.

VIII. And it is hereby further enacted and declared, that where there shall be a failure of male Paternal Ancestors of the person from whom the descent is to be traced, and their descendants, the mother of his more remote male Paternal Ancestors, or her descendants, shall be the Heir or Heirs of such person, in preference to the mother of a less remote male Paternal Ancestor, or her descendants; and where there shall be a failure of male Maternal Ancestors of such person, and their descendants, the mother of his more remote male Maternal Ancestor, and her descendants, shall be the Heir or Heirs of such person in preference to the mother of a less remote male Maternal Ancestor, and her descendants.

IX And it is hereby further enacted, that any person related to the person from whom the descent is to be traced by the half blood shall be capable of being his Heir, and the place in which any such relation by the half blood shall stand in the order of inheritance, so as to be entitled to inherit, shall be next after any relation in the same degree of the whole blood, and his issue, where the common ancestor shall be a male, and next after the common Ancestor where such common Ancestor shall be a female, so that the brother of the half blood on the part of the father shall inherit next after the sisters of the whole blood on the part of the father and their issue, and the brother of the half blood on the part of the mother shall inherit next after the mother.

X. And it is hereby further enacted, that when the person from whom the descent of any Land is to be traced shall have had any relation, who, having been attainted, shall have died before such descent shall have taken place, then such attainer shall not prevent any person from inheriting such Land who would have been capable of inheriting the same by tracing his descent through such relation if he had not been attainted, unless such Land shall have escheated in consequence of such attainer before the First day of July one thousand eight hundred and forty.

XI. And it is hereby further enacted, that this Act shall not extend to any descent which shall take place on the death of any person who shall die before the said First day of July one thousand eight hundred and forty.

XII. And it is hereby further enacted, that where any assurance executed before the 1st July 1840, to the Heirs of a person then living, shall take effect as if the Act had not been made, or gift to the Heir or Heirs of any person under which the person or persons answering the description of Heir shall be entitled to an Estate by purchase, then the person or persons who would have answered such description of Heir if this Act had not been made shall become entitled by virtue of such limitation or gift, whether the person named as ancestor shall or shall not be living at the time aforesaid.

XIII. And it is hereby provided, that this Act shall not be construed to affect inheritances of Land, which are not subject to the English Law of Inheritance, or to extend or alter the jurisdiction of any of Her Majesty's Courts of Justice.

J. P. GRANT,
Offy. Secy. to the Govt. of India.

**FORT WILLIAM,
LEGISLATIVE DEPARTMENT.**

THE 16TH DECEMBER, 1839.

The following Draft of a proposed Act was read in Council for the first time on the 16th December 1839.

ACT No. — OF 1839.

An Act for the Presidency of Bombay, amending the law concerning Prisoners sentenced to labor or solitude.

I It is hereby enacted, in modification of Clause 2 Section XLV Regulation XIII of 1827, of the Bombay Code, that no Prisoner confined in any part of the Provinces under the Presidency of Bombay shall be forced to labor in any manner or be confined solitarily, unless such labor or solitary confinement be expressly directed by the sentence of the Court under whose warrant he is confined; and no Prisoner shall be forced to labor or be confined solitarily otherwise than according to his sentence.

II And it is hereby enacted, in modification of Clause 1, Section VII Regulation XIV of 1829, of the Bombay Code, that wherever under the Laws in force under that Presidency a Prisoner may be sentenced to imprisonment with labor, it shall be lawful for the Court pronouncing such sentence to direct that solitary confinement be combined with the punishment of imprisonment with labor.

Ordered that the Draft now read be published for general information.

Ordered that the said Draft be reconsidered at the first Meeting of the Legislative Council of India after the 16th day of March 1840.

J. P. GRANT,

Offy. Secy. to the Govt. of India.

**FORT WILLIAM,
FINANCIAL DEPARTMENT.**

THE 27TH NOVEMBER, 1839.

Notice is hereby given, that the Board of Customs, Salt and Opium, have been authorized to make advances of Cash to Merchants on Bills of Exchange secured by consignments of Goods at the reduced rate of 2s. 1d. per Company's Rupee, until further orders. In all other respects the Terms and Conditions of these advances are to be the same as advertised under dates the 2d May and 19th November 1838.

By Order of the Hon'ble the President in Council,

H. T. PRINSEP,

Secy. to the Govt. of India.

(No. 1996.)

**ORDERS BY THE HON'BLE THE DEPUTY GOVERNOR
OF BENGAL.**

JUDICIAL AND REVENUE DEPARTMENT,

THE 6TH DECEMBER, 1839.

Mr. T. Sandys, Officiating Magistrate and Collector of Jessore, is allowed leave of absence for one month, on Medical Certificate. Mr. C. B. Trevor will officiate as Magistrate and Collector of Jessore, during Mr. Sandys' illness, or until further orders.

Mr. C. T. Sealy has been appointed to officiate as Joint Magistrate and Deputy Collector of Baraset, until the return of Mr. Trevor, or until further orders.

THE 11TH DECEMBER, 1839.

Mr. W. H. Smout is appointed to officiate as Clerk of the Peace in the room of Colonel James Young, who resigned that office on the 7th instant.

THE 12TH DECEMBER, 1839.

Mr. O. W. Malet, Officiating Special Deputy Collector of Cuttack, is allowed leave of absence for one month, on private affairs. Mr. F. A. E. Dalrymple will conduct the current duties of Mr. Malet's Office, during his absence.

THE 16TH DECEMBER, 1839.

Mr. James Anderson, M. D., Assistant Surgeon at Jessore, is allowed leave of absence for seven days, to visit the Presidency, on private affairs.

Mr. E. Barlow, Civil and Sessions Judge of Hooghly, is permitted to be absent from his Station, for fifteen days, from the 20th instant, on private affairs.

Mr. A. F. Donnelly, Magistrate and Collector of

Cuttack, is allowed leave of absence, on Medical Certificate, to proceed to the Cape of Good Hope or to New South Wales, for two years, for the benefit of his health.

THE 18TH DECEMBER, 1839.

The leave of absence granted to Doctor G. Lamb, of Dacca, under date the 28th ultimo, for three months, from the 1st January next, "*preparatory to Furlough*," is commuted to "*private affairs*," for the same period.

THE 19TH DECEMBER, 1839.

Mr. J. Reid Officiating Deputy Superintendent of Khas Mehals in Behar, is allowed leave of absence in extension from the 9th to the 22d ultimo, to enable him to join his Station.

FRED. JAS. HALLIDAY,

Secy to the Govt. of Bengal.

**ORDERS BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL OF INDIA.**

**POLITICAL DEPARTMENT,
CAMP AT CHOWMOAH,**

THE 5TH DECEMBER, 1839.

Major General J. S. Fraser, 46th Regiment Madras Native Infantry, has this day been appointed Resident at Hyderabad, vice Lieutenant Colonel Stewart proceeded to Europe, from the Cape of Good Hope.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,

*Offy. Secy. to Govt. of India,
with the Govr. Genl.*

**ORDERS BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL OF INDIA.**

**POLITICAL DEPARTMENT,
CAMP AT GOVERDHUN,**

THE 9TH DECEMBER, 1839.

Brigadier O. Stubbs, Commanding Scindiah's Reformed Contingent, has obtained leave of absence for two years, to proceed to the Cape of Good Hope on Medical Certificate.

Captain W. Minto, in Command, is to Officiate for Brigadier Stubbs until further orders.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,

*Offy. Secy. to Govt. of India,
with the Governor General.*

**ORDERS BY THE RIGHT HONORABLE THE GOVERNOR
GENERAL OF INDIA.**

**POLITICAL DEPARTMENT,
CAMP AT GOVERDHUN,**

THE 9TH DECEMBER, 1839.

Mr. L. Wilkinson, Political Agent at Bhopal, proceeding on duty to the Camp of the Right Honorable the Governor General, has made over charge of his Office temporarily to Captain Riddell, of the 60th Regiment Native Infantry.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,

*Offy. Secy. to Govt. of India,
with the Governor General.*

No. 2976.

**ORDERS BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL FOR THE NORTH WESTERN PROVINCES.**

**CAMP BINDRABUN,
GENERAL DEPARTMENT,**

THE 6TH DECEMBER, 1839,

REVENUE.

Syud Allee Ruzza Khan is appointed to be a Deputy Collector in Zillah Agra, under the provisions of Regulation IX. of 1838.

J. DAVIDSON,

Offy. Secy. to the Govr. Genl. N. W. P.

No. 2977.

ORDER BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL FOR THE NORTH WESTERN PROVINCES.

CAMP MUTTRA,

GENERAL DEPARTMENT,

THE 7TH DECEMBER, 1839,

JUDICIAL

Mr F Currie is appointed to officiate as a Judge of the Sudder Dewanny and Nizamut Adawlut in the N. W. Provinces, during the absence of Mr. Turnbull, or till further orders

J. DAVIDSON,

Offg Secy to the Govr Genl. N. W. P.

No 3002.

ORDER BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL FOR THE NORTH WESTERN PROVINCES.

CAMP GOVLRDHUN,

GENERAL DEPARTMENT,

THE 9TH DECEMBER 1839,

JUDICIAL.

The leave of absence for ten days granted to Mr H Swetenham Civil and Session Judge of Furruckabad, in Orders of the 19th November last, has been cancelled, at his request

Uttaooliakhan, Sudder Ameen of Hissar has obtained leave of absence from his Station, from the 25th November to the 14th instant

J DAVIDSON,

Offg Secy. to the Govr. Genl. N. W. P.

GENERAL ORDERS BY THE RIGHT HON'BLE THE
GOVERNOR GENERAL.

CAMP CHOWMOAH, 5TH DECEMBER, 1839

The following General Orders issued by the Right Hon'ble the Governor General in the Secret Department, under date the 4th instant, are published for general information to the Army.

GENERAL ORDERS BY THE RIGHT HONORABLE
THE GOVERNOR GENERAL OF INDIA,

SECRET DEPARTMENT,

CAMP DEOTHANA,

THE 4TH DECEMBER, 1839.

The many outrages and murders committed, in attacks on the followers of the Army of the Indus, by the plundering tribes in the neighbourhood of the Bolan Pass, at the instigation of their Chief, Meer Mehrab Khan of Kelat, at a time when he was professing friendship for the British Government and negotiating a Treaty with its representatives, having compelled the Government to direct a Detachment of the Army to proceed to Kelat for the exaction of retribution from that Chieftain, and for the execution of such arrangements as would establish future security in that quarter, a Force, under the orders of Major General Willshire, C. B. was employed on this service, and the Right Honourable the Governor General of India having this day received that Officer's report of the successful accomplishment of the objects intrusted to him, has been pleased to direct that the following copy of his despatch dated 14th ultimo, be published for general information.

The Right Honorable the Governor General is happy to avail himself of this opportunity to record his high admiration of the signal gallantry and spirit of the Troops engaged on this occasion, and offers, on the part of the Government, his best thanks to Major General Willshire and to the Officers and men who served under him.

By Command, &c.,

(Sd.) T. H. MADDOCK,

Offg. Secy. to Govt. of India,
with the Govr. Genl.

Camp near Kelat, November 14th, 1839.

To the Right Honorable LORD AUCKLAND, G. C. B.,
Governor General of India, &c.

My LORD,—In obedience to the joint instructions furnished me by His Excellency the Commander in Chief of the Army of the Indus, and Envoy and Minister to His Majesty Shah Shooja, under date Cabool the 17th September 1839, deputing to me the duty of deposing Mehrab Khan of Kelat, in consequence of the avowed hostility of that Chief to the British Nation during the present Campaign, I have the honor to report that on my arrival at Quetta on the 31st ultimo, I communicated with Captain Bean, the Political Agent in Shawl, and arranged with him the best means of giving effect to the orders I had received.

In consequence of the want of public carriage and the limited quantity of Commissariat supplies at Quetta, as well as the reported want of forage on the route to Kelat, I was obliged to detach to Kutch Gundava, the whole of the Cavalry and the greater portion of the Artillery, taking with me only the Troops noted in the margin, leaving Quetta on the 3d instant.

Two Guns Bombay
Horse Artillery
1 ditto Shah's ditto.
2 Hessaiahs Local
Horse
Queen's Royal
H M. 17th Regiment
31st Bengal Nat Inf
Bombay Engineers.

During the march the communications received from Mehrab Khan were so far from acceding to the terms offered that he threatened resistance if the Troops approached his Capital. I therefore proceeded and arrived at the village of Girance within eight miles of Kelat on the 12th instant.

Marching from hence the following morning, a body of horse were perceived on the right of the road, which commenced firing on the advanced guard commanded by Major Pennycuik, Her Majesty's 17th Regiment, as the column advanced, and the skirmishing between them continued until we came in sight of Kelat, rather less than a mile distant.

I now discovered that three heights on the North-west face of the fort and parallel to the North, were covered with Infantry with 5 guns, in position, protected by small parapet walls.

Captain Peat, Chief Engineer, immediately reconnoitred, and having reported that nothing could be done until those heights were in our possession, I decided upon at once storming them simultaneously, and if practicable, entering the Fort with the fugitives, as the gate in the Northern face was occasionally opened to keep up the communication between the Fort and the heights.

To effect this object, I detached a Company from each of the European Regiments from the advanced guards with Major Pennycuik, Her Majesty's 17th Regiment, for the purpose of occupying the gardens and enclosures to the North-east of the Town, and two more Companies in the plain midway between them and the column, at the same time I ordered three Columns of attack to be formed, composed of four Companies from each Corps under their respective Commanding Officers. Major Carruthers of the Queen's, Lieutenant Colonel Croker, Her Majesty's 17th Regiment and Major Western, 31st Bengal Native Infantry, the whole under the command of Brigadier Baumgardt, the remainder of the Regiment forming three Columns of Reserve under my own direction to move in support.

A hill being allotted to each Column, Brigadier Stevenson, Commanding the Artillery, moved quickly forward in front towards the base of the heights, and when within the required range opened fire upon the Infantry and guns, under cover of which the Columns moved steadily on and commenced the ascent, for the purpose of carrying the heights,

exposed to the fire of the Enemy's guns, which had commenced while the Columns of attack were forming.

Before the Columns reached their respective summit of the hills, the Enemy, overpowered by the superior and well-directed fire of our Artillery, had abandoned them, attempting to carry off their guns, but which they were unable to do; at this moment, it appearing to me the opportunity offered for the Troops to get in with the fugitives, and if possible gain possession of the gate of the Fortress, I despatched orders to the Queen's Royal and Her Majesty's 17th Regiment to make a rush from the heights for that purpose, following myself to the summit of the nearest to observe the result; at this moment the four Companies on my left which had been detached to the gardens and plain, seeing the chance that offered of entering the Fort, moved rapidly forward from their respective points towards the gateway under a heavy and well-directed fire from the walls of the Fort and Citadel, which were thronged by the Enemy.

The Gate having been closed before the Troops moving towards it could effect the desired object, and the Garrison strengthened by the Enemy driven from the heights, they were compelled to cover themselves as far as practicable behind some walls and ruined buildings to the right and left of it, while Brigadier Stevenson, having ascended the heights with the Artillery, opened two guns under the command of Lieut. Forster, Bombay Horse Artillery, upon the defences above the gate and its vicinity, while the fire of two others, commanded by Lieut. Cowper, Shah's Artillery, was directed against the gate itself; the remaining two, with Lieutenant Creed, being sent round to the road on the left leading direct up to the gate, and when within (200) two hundred yards commenced fire for the purpose of completing in blowing it open, and after a few rounds they succeeded in knocking in one half of it; on observing this I rode down the hill towards the gate, pointing to it, thereby announcing to the Troops it was open, they instantly rose from their cover and rushed in, those under the Command of Major Pennycuik, being the nearest, were the first to gain the gate headed by that officer, the whole of the Storming Columns from the three Regiments rapidly following and gaining an entrance as quickly as it was possible to do so, under a heavy fire from the works and from the interior, the Enemy making a most gallant and determined resistance, disputing every inch of ground up to the walls of the inner Citadel.

At this time I directed the Reserve Columns to be brought near the gate and detached one Company of the 17th Regt. under Capt. Darby to the western side of the Fort followed by a portion of the 31st Bengal Native Infantry commanded by Major Western, conducted by Capt. Outram, acting as my extra Aide-de-Camp, for the purpose of securing the heights under which the southern angle is situated, and intercepting any of the Garrison escaping from that side; having driven off the enemy from the heights above, the united detachments then descended to the gate of the Fort below and forced it open before the Garrison (who closed it as they saw the Troops approach) had time to secure it.

When the party was detached by the western face I also sent two Companies from the Reserve of the 17th under Major Deshong, and two guns of the Shah's Artillery under the Command of Lieut. Creed, Bombay Artillery, by the eastern to the southern face, for the purpose of blowing open the gate above alluded to, had it been necessary, as well as the gate of the inner Citadel; the Infantry joining the other detachments making their way through the town in the direction of the Citadel.

After some delay the Troops that held possession of the town at length succeeded in forcing an entrance into the Citadel, where a desperate resistance was made by Mehrab Khan at the head of his people, he himself

with many of his principal Chiefs being killed sword in hand; several others however kept up a fire upon our Troops from detached buildings difficult of access, and it was not until late in the afternoon, those that survived were induced to give themselves up on a promise of their lives being spared.

From every account, I have reason to believe the Garrison consisted of upwards of two thousand fighting men, and that the son of Mehrab Khan had been expected to join him from Nowshery with a further reinforcement; the enclosed return will shew the strength of the Force under my Command, present at the Capture.

The defences of the Fort, as in the case of Ghuznee, far exceeded in strength what I had been led to suppose from previous report, and the towering height of the inner Citadel was most formidable both in appearance and reality.

I lament to say that the loss of killed and wounded on our side has been severe, as will be seen by the accompanying Return, that on the part of the enemy must have been great, but the exact number I have not been able to ascertain; several hundreds of prisoners were taken, from whom, the Political Agent has selected those he considers it necessary for the present to retain in confinement, the remainder have been liberated.

It is quite impossible for me sufficiently to express my admiration of the gallant and steady conduct of the Officers and men upon this occasion, but the fact of less than an hour having elapsed from the formation of the Columns for the attack to the period of the Troops being within the Fort, and this performed in the open day and in the face of an Enemy so very superior in numbers and so perfectly prepared for resistance, will I trust convince your Lordship how deserving the Officers and Troops are of my warmest thanks and of the highest praise that can be bestowed.

To Brigadier Baumgardt, Commanding the Storming Columns, my best thanks are due, and he reports that Captain Willie, Acting Assistant Adjutant General, and Captain Gilland, his Aide de Camp, ably assisted him and zealously performed their duties; also to Brigadier Stevenson, Commanding the Artillery, and Lieutenants Forster and Cowper, respectively in charge of the Bombay and Shah's Artillery, I feel greatly indebted for the steady and scientific manner in which the service of dislodging the Enemy from the heights, and afterwards effecting an entrance into the Fort, was performed. The Brigadier has brought to my notice the assistance he received from Captain Caphlan, his Brigade Major, Lieutenant Woosman, his Aide-de-Camp, and Lieutenant Creed, when in Battery yesterday.

To Lieutenant Colonel Croker, Commanding Her Majesty's 17th Regiment, Major Carruthers, Commanding the Queen's Royal, Major Western, Commanding the Bengal 31st Native Infantry, I feel highly indebted for the manner in which they conducted their respective Columns, to the attack of the heights, and afterwards to the assault of the town, as well as to Major Pennycuik of the 17th, who led the Advance Guard Companies to the same point.

To Captain Peat, Chief Engineer, and to the Officers and Men of the Engineer Corps, my acknowledgements are due—to Major Neil Campbell, Acting Quarter Master General of the Bombay Army, to Captain Hagart, Acting Deputy Adjutant General, and to Lieutenant Ramsay, Acting Assistant Quarter Master General, my best thanks are due for the able assistance afforded me by their services.

It is with much pleasure I take this opportunity of acknowledging my obligations to Major Campbell, for relieving me from the necessity of returning by the route by which the Army advanced to Cabool, which being entirely exhausted must have subjected the Troops to great privations and the horses to absolute starva-

tion; the Quarter Master General took upon himself the responsibility of leading my Column through the heart of the Ghiljee and Koroker countries, never hitherto traversed by Europeans, by which our route was considerably shortened, a sufficiency obtained, and great additions made to our geographical knowledge of the country, besides great political advantages obtained in peaceably settling those Districts.

To my Aides-de-Camp, Captain Robinson, and Lieutenant Halkett, as well as to Captain Outram, who volunteered his services on my Personal Staff, I received the utmost assistance, and to the latter Officer I feel greatly indebted for the zeal and ability with which he has performed various duties that I have required of him upon other occasions as well as the present.

It is with much satisfaction I am able to state that the utmost cordiality has existed between the Political Authorities and myself, and the great assistance I have derived from Captain Bean in obtaining supplies.

After allowing time to make the necessary arrangements for continuing my march, I shall descend into Cutch Gundava by the Moona Pass, having received a favorable report of the practicability of taking guns that way.

I have deputed Captain Outram to take a duplicate of the despatch to the Hon'ble the Governor of Bombay, by the direct route from hence to Soomeanee Bunder, the practicability or otherwise of which for the passage of Troops, I consider it an object of importance to ascertain.

I have, &c.
(Sd.) T. WILLSHIRE,
Major General,
Commanding Bombay Column
Army of the Indus.

RETURN of Casualties in the Army under the Command of Major General Willshire, C. B., employed at the Storming of Kelat, on the 13th November, 1839.

CORPS.	KILLED.				WOUNDED.										HORSES.		
	Lieutenants.	Subadars.	Rank and File.	Total.	Captains.	Lieutenants.	Ensigns.	Adjutants.	Jemadars.	Sergeants.	Drummers.	Rank and File.	Regimental Bhistees	Total.	Total Killed and Wounded.	Killed.	Wounded.
Detachment 3d Troop of Horse Artillery,	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
1st Troop of Cabool Artillery,.....	0	0	0	0	0	0	0	0	0	0	0	2	0	2	2	0	6
Gun Lascars attached to ditto,.....	0	0	0	0	0	0	0	0	0	0	0	1	0	1	1	0	0
H. M.'s 2d of Queen's Royal Regiment,...	1	0	21	22	2	2	0	1	0	2	0	19*	0	47	69	0	1
H. M.'s 17th Regiment, ...	0	0	6	6	1	0	0	0	0	3	0	23	0	33	39	0	0
31st Regiment Bengal Native Infantry, ...	0	1	2	3	1	0	1	0	2	2	1	14	1	22	25	0	0
Sappers, Miners, and Pioneers,.....	0	0	0	0	0	0	0	0	0	1	0	0	0	1	1	0	0
Two Ressallahs of the 4th Bengal Local Horse,.....	0	0	0	0	0	0	0	0	0	0	1	0	0	1	1	0	0
Total,.....	1	1	29	31	4	2	1	1	2	8	1	87	1	107	138	0	7

Missing.....None.

* 1 Corporal since dead.

NAMES of Officers Killed and Wounded.

KILLED.		WOUNDED.		REMARKS.
Corps.	Rank and Names.	Corps.	Rank and Names.	
H. M.'s 2d or Queen's Royal Regiment, ...	Lieut. T. Gravatt, {	H.M.'s 2d or Queen's {	Capt. W. M. Lyster,.....	Severely.
		Royal Regiment, }		
		Ditto, ...	— T. Sealey, ...	Ditto.
		Ditto, ...	Lieut. T. W. E. Holdsworth,...	Ditto.
		Ditto, ...	— D. J. Dickenson,.....	Slightly.
		Ditto, ...	Adj. J. E. Simmons, ...	Severely.
		H. M.'s 17th Regt.,	Capt. L. C. Bouchier, ...	Ditto.
31st Bengal N. I.,...	Ditto, ...	Ditto, ...	— Saurin,....	Slightly.
			Ensign Hopper, ...	Severely.

(Sd.) C. HAGART, Captain,
Hdy. Depy. Adj. Genl. Bombay Column
Army of the Indus.

State of the Corps engaged at the Storming of Kelat, on the 13th November, 1839, under the Command of
Major General Willshire, C. B.

Camp at Kelat, 14th November, 1839.

CORPS.	Major Generals.		Brigadiers.		Aides de Camp.		Actg. Depy. Adj. Genl.		Actg. Qr. Master General.		Depy. Asst. Qr. Mr. Genl.		Brigade Majors.		Sub-Asst. Commy. Genl.		Lieutenant Colonels.		Majors.		Captains.		Lieutenants.		Ensigns.		Adjutants.		Quarter Masters.		Surgeons.		Asst. Surgeons.		Native Officers.		Sub-Conductors.		Serjeants.		Drummers.		Farners.		Rank and File.				
Staff,.....	1	2	5	1	1	1	1	2	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0					
Detachment 3d Troop Horse Artillery,.....	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
1st Troop of Cabool Artillery, ...	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Her Majesty's 2d or Queen's Royal Regiment,.....	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	3	7	1	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Her Majesty's 17th Regiment. ...	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	2	4	13	2	0	4	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
31st Regiment Bengal Native Infantry,.....	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1	2	3	2	1	1	1	1	0	12	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Total, ...	1	2	5	1	1	1	0	1	1	1	4	9	26	5	2	2	2	2	2	2	0	12	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

NOTE.—Two Russallahs of the Bengal Local Horse remained in charge of the Baggage during the attack.

(Sd.) C. HAGART, Captain,
Actg. Depy. Adj. Genl. Bombay Column
Army of the Indus.

List of Belooche Sirdars killed in the Assault of Kelat on the 13th November, 1839.		Prisoners.	
Names.	Remarks.		
Moor Mehrab Khan, ...	Chief of Kelat.	Mahomed Hussein, ...	Wuzzeer.
Moor Wallee Mahomed, ...	{ The Mungul Sirdar of Wudd.	Moola Ruheemdad, ...	Ex-Naib of Shawl.
Abdool Kurram, ...		With several others of inferior Rank.	
Dad Kurram, ...	Ruhsance Sirdar.	(Sd.) J. D. D. BEAN,	
Mahomed Ruzza, ...	{ Nephew of the Wuzzeer Mahomed Hussein.	Political Agent.	
Khysur Khan, ...		J. STUART, Lt.-Col.,	
Dewan Buchah Mull, ...	Abshire Sirdar.	Secy. to the Govt. of India, Mily. Dept.	
Noor Mahomed and Tajo Mahomed, ...	{ Financial Minister. Shagapee Sirdars.	with the Rt. H'ble the Govr. Genl.	

GENERAL ORDERS BY THE HON'BLE THE PRESIDENT IN COUNCIL.

FORT WILLIAM, 18th December, 1839.

No. 217 of 1839.—Lieutenant George Frederick Whitlocke, of the 13th Regiment Native Infantry, is permitted to proceed to Europe on Furlough, on account of his health.

WM. CUBITT, Major,
Offg. Secy. to the Govt. of India, Mily. Dept.

FORT WILLIAM; 18th December, 1839.

No. 218 of 1839.—The Honorable the President in Council is pleased to sanction the following arrangements in the Department of Public Works:

Lieutenant Henry Rigby, of Engineers, is appointed Executive Engineer of the Cuttack Division of Public Works, in succession to Mr. R. Becher proceeding to Europe.

Captain Finnis, of the 51st Regiment Native Infantry, on being relieved from the Dinapore Division

by Major Sage, will proceed to Burdwan and perform the duties of the 17th Division of Public Works, during the absence of Lieutenant Graham on leave at the Cape.

Until the arrival of Captain Finnis at Burdwan, the duties of the 17th Division of Public Works will be performed by Lieutenant Pott, of Engineers, in addition to those of the Eastern Division of the Benares Road.

WM. CUBITT, Major,
Offg. Secy. to the Govt. of India, Mily. Dept.

FORT WILLIAM, 20th December, 1839.

No. 219 of 1839.—Bravet Major James Richard Colnett, of the 17th Regiment Native Infantry, Barrack Master of Fort William and Superintendent of Camps, is permitted to proceed to Europe on Furlough, on Medical Certificate.

WM. CUBITT, Major,
Offg. Secy. to the Govt of India, Mily. Dept.

No. 72 or 24th Quarter.

ABSTRACT of the Operations of the GOVERNMENT SAVINGS BANK from its commencement on the 1st of November 1833 to the 31st October 1839, comprising the Transactions of 6 Years.

	Natives		Thro' Civil Functionaries		Military thro' Paymasters.		Miscellaneous.			
	Number.	Amount.	Number.	Amount.	Number.	Amount.	Number.	Amount.		
4,498 / Depo- sitors, }	1001	4,97 536 8 8½	42	62,809 6 6½	1140	8,83,997 15 10½	2315	19,55,703 6 8½	Gross Amount	34,00,047 5 9½
Deduct With- draws:										
712 Absolute, Partial,	86	59,008 3 6½	7	11,024 3 11½	241	1,00,215 13 4½	377	2,28,256 5 8½	3,98,504 10 6½	
	...	2,58,751 0 5	...	7,321 4 5½	...	79,145 2 5	...	6,97,195 1 3	10,42,412 8 6½	
	86	3,17,759 3 11½	7	18,345 8 5½	242	1,79,360 15 9½	377	9,25,451 6 11½	.....	14,40,917 3 1½
3,786	915	1,79,777 4 9½	35	44,463 14 1	898	7,04,637 0 1	1938	10,30,251 15 8½	Nett Total, ...	19,59,130 2 8
Of this Sum is invested in Government Securities, ...									15,31,980 2 7	
And there remains, at Open Credit, in the Bank, balances amounting to, ...									4,27,150 0 1	19,59,130 2 8
Amount of Open Balances brought down, ...									4,27,150 0 1	
Deduct Nett Sum of Extra Payments, ...									628 6 10	
Nett Amount of Open Balances and Receipts in the Bank, Co.'s Rs.									4,26,521 9 3	
Of which is—										
Lodged in the General Treasury, ...									4,01,396 1 10½	
Debited Accountant General, ...									13,726 14 11½	
" " N. W. Provinces, ...									2,575 8 7½	
" " Revenue Department, ...									1,493 5 11½	
Paid adjusted Interest on Absolute Withdrawals, ...									7,169 9 1	
Balance on the 31st October 1839, ...									160 0 9½	
Co.'s Rs.									4,26,521 9 3	

E. E.
G. F. McCLINTOCK, Offg. Secy. G. S. B.

Government Savings Bank, Fort William, 31st October 1839.

CUSTOMS.

List of Packages lying unclaimed at this Office.

- 1 Case, Marked F R in diamond, per Cecelia.
- 1 Parcel, H. Dawson, Ship Sulimany, per Serin-gapatam.
- 1 Box, Mr. Scudde, at Hunter's Livery Stables, per Grecian.
- 1 Ditto, S. Somerville, per Hermeina.
- 5 Cases, Marked C and A, per Moira.
- 9
- T G
- 1 Ditto, Marked S J C S per Thos. Grenville.
- 88,
- 1 Package, Major Tweedie, per Ditto.
- 1 Parcel, R. W. Dovlan, per Robarts.
- 1 Box, Wm. Spokes, 1st European Regt. 4th Com-pany, per Ditto.
- 1 Parcel, Major Mountain, 26th Regt., per Mada-gascar.
- 1 Ditto, Messrs Mackenzie, Lyall and Co., per Ditto.
- 1 Tin Case, John McCallum, care of Chapman, Esq., per Royal William.
- 1 Case Marked L in diamond, E. M. Gordon, care of C. W. Smith, per Duke of Lancaster.
- 2 Cases Marked I D 2, 3, per Falcon.
- 1 Package, Secy. Book Club, H. M. 3d Dragoons, per Maidstone.
- 1 Parcel, President Mess Committee, 3d Lt. Dra-goons, per Ditto.
- 1 Ditto, Wm. Darby, care of Fergusson and Co., per Ditto.
- 1 Ditto, A. H. Sim, per Ditto.
- 1 Case, J. Ryan, ship Osage, per Columbo.
- 1 Ditto, A. Schoefft, per Ditto.
- 1 Box, C. Morley, Accountant General, per Inez.
- 1 Case, Lt. Coll. Eekford, 6th Regt. N. I., per Ditto.
- 1 Ditto, Mrs. Muston, care of Capt. Johnstone, per Maidstone.
- 1 Ditto, Lt. W. Shelton, per Duke of Bedford.
- 1 Ditto, Thos. Wethered, care of Macleod, Fagan, per Ditto.
- 1 Ditto, Haworth, Hardman, G. in Diamond, per Jessie Logan.
- 1 Ditto, Marked G R in diamond 7, per Larkins.

D & M

1 Box, Marked A M per Allalevic.

Y S,

6 Cases, Marked Potter, per Scotia.

1 Bale and 2 Cases, Marked S in diamond W B, 153, 140, 141, per Blorange.

1 Parcel, J. Webster, per Blakely.

1 Case, Marked G B 1, per Lady Clifford.

1 Ditto, Lt. W J. King, per Owen Glendower.

1 Parcel, R. Laidlay, care of R. Watson, per Ditto.

R. WALKER, Collr. of Customs.

Calcutta Custom House, the 20th December, 1839.

The Collector has no objection to pass unopened Packages for private use, and not for Sale, provided satisfactory proof of contents and value for levy of duty be afforded at time of Clearance in shape of Invoices, Bills, or Letters of Advice.

In the absence of such documents, parties should depute a person to be present at the opening of Packages.

The Collector has nothing to do with the landing of Packages from Ships, nor with forwarding them to their owners or destination.

NOTICE.—The following Confiscated Goods will be sold by Public Auction at this Office, on Friday, the 27th instant by order of the Board of Customs dated 5th December 1839.

1 Bundle Ganja.	19 Packages Holloah.
15 Robbins and 22 Jars Wet Date.	1 Bag Cocosnut and dry Fish.
1 Jar Vinegar.	7 Packages Munjeet.
1 Bag Khaur.	1 Barrel Flour.
1 Bag Salt Petre.	

R. WALKER,
Collector of Govt. Customs.

Calcutta Custom House, }
the 19th December, 1839. }

NOTICE is hereby given, that the undermentioned Packages now lying on the Custom House Premises, will be sold at Public Outcry after one Month from the date of this advertisement, unless previously claimed.
By Order of the Board of Customs, dated 5th December, 1839.

Packages.	Meys and Numbers.	From what Ship Landett.
13 Pieces Sandle Wood,	.....	Caledonia.
1 Case, ...	S. Somerville,	Herminia.
1 Ditto, ...	PR indiamond.	Cecilla.
1 Parcel, ...	H. Dawson,...	Seringapatam.
1 Box, ...	Mr. Scudds,...	Grecian.
1 Basket Stick Lac, ...	.....	Elizabeth.
1 Box, ...	D & M } P } A M } Y S }	Allalevie.
2 Cases and 1 Bale, ...	S in diamond, } W B, 140, } 141, 153, ... }	Bloreng.
6 Cases, ...	Potter, ...	Scotia.
1 Packages Cutch, ...	Major Tweedie,	Margaret.
1 Ditto, ...	S J T J C } CS } 88 }	Ditto.
1 Case, .....	.....	Fyzel Currim.
1 Box Toys, .....	.....	

R. WALKER,
Collector of Govt. Customs.
Calcutta, Custom House, {
The 19th December, 1839. }

Notice to Exporters of Tobacco, Segars, &c., and to Masters of Vessels on which Tobacco, &c. may be Shipped.

No Tobacco can be imported into the United Kingdom, unless the Master shall have on board a separate and distinct Manifest for such Tobacco, containing the particular weight in each Hogshead, Cask, Chest, or Case, with the Tare of the same, and otherwise drawn up in the form prescribed by the Act of Parliament.
Penalty on the Master £100—see 3 and 4 William 4, C. 52, Sec. 3, 7 and 11.
Tobacco may not be imported into the United Kingdom in any Ship or Vessel of less burthen than 120 Tons—nor unless in Hogsheads, Casks, Chests, or Cases containing at least 100 lbs. net weight, and not packed in Bags or Packages within any such Hogsheads, Casks, &c. Nor separated nor divided in any way whatever, nor unless the particular weight of the Tobacco in such Package, with the Tare of the same, be marked thereon, under penalty of forfeiture—3 and 4 William 4, C. 52, Sec. 58. It is important that parties shipping Tobacco from this Port for Great Britain, should make themselves thoroughly acquainted with such portion of the Acts above quoted as relate to that Article.

R. WALKER, Collector of Customs.
Calcutta Custom House, the 16th July, 1838.

THE Public are hereby informed, that the Sub-Treasurer will negotiate Bills upon the undermentioned Provincial Treasuries, at the rates cited, to the extent of the Surplus that is available at each Treasury:

LOWER PROVINCES.	
Backergunge, ...	} at par and at sight.
Bhaugulpore, ...	
Beerbhoom, ...	
Bograh, ...	
Burdwan, ...	
Furreedpore, ...	
Jessore, ...	
Nuddeah, ...	
Purneah, ...	
Pubnah, ...	
Rajshahye, ...	
Rungpore, ...	
Durung (N. C. Assam,)	} at a prom. of 1 per Cent. and at 3 days sight.
Gowalparah, ...	
C. MORLEY, Asst. General.	
Fort William, Accountant's General's Office, } The 21st December, 1839. }	

Packets for the reception of Letters by the following Ships are open at this Office.

Name of Vessel.	Agents.	Intended Departure.	To what Port.	Touching at.	Remarks.
Margaret, ...	J. Mackey and Co., ...	20th December. ...	Rangoon and Moulmein.		
Houghly, .....	.....	Ditto, ...	Havre de Grace.		
Seringapatam, ...	Allan, Paton and Co., ...	21st Ditto, ...	London, ...	Cape of Good Hope.	
Tenasserim, ...	P. J. Sarkies, ...	Ditto, ...	Singapore.		
Ripley, ...	Turner, Stoford and Co., ...	26th Ditto, ...	Liverpool.		
Wanderer, ...	Bates and Co.	28th Ditto, ...	London.		
Bloreng, ...	Bruce, Shand and Co., ...	1st January 1840,	Liverpool.		
London, ...	Carr, Tagore and Co., ...	8d Ditto, ...	London.	Cape of Good Hope.	
Dautless, ...	Livingston, Syers and Co., ...	3th Ditto, ...	Ditto.		
Balguerie, ...	Ferguson, Brothers and Co.,	Ditto, ...	Bordeaux.		

Calcutta, General Post Office, the 20th December, 1839.

Wm. MOORE, Deputy Post Master.

STEAM NOTICE.

THE Government of Bombay having appointed the 25th of the ensuing month of January for the despatch of the next Steamer thence to Suez—Notice is hereby given, that the latest safe date for the transmission of Letters hence, which may be intended for that opportunity, will be the 10th Proximo.

By Order of the Hon'ble the President in Council,
H. C. OLDFIELD, Offg. Post Master General.
Fort William, Genl. Post Office, {
the 20th December, 1839. }

STEAM NOTICE.



The SOORMA, in tow of the JUMNA, Steam Vessel, from Alla-habad, arrived at Calcutta on the 18th Instant.

By Order of the Marine Board,
(Signed) J. H. JOHNSTON,
Controller of Govt. Steam Vessels.
Steam Department, 19th December, 1839.

NOTICE.—The Public are hereby informed, under orders of Government, dated 29th January, 1839, that excavations, surrounded with fences, and having lights at night, are in progress in the undermentioned Thoroughfares in the Town of Calcutta.

Lower South Division.

Wellesley Street: an Aqueduct to be built along the East side from Park Street to South Colinga Street.

Park Street from the junction of Chowringhee Road to Camac Street to be fenced, while the Road is under repair.

The Road crossing the Plain from Chowringhee Road, facing Kyd Street to Old Driving Course.—North East corner to be fenced for the purpose of removing Lamp Pillar, &c.

Park Street at the junction of Middleton Row, the cross bridge requiring material repairs, and is fenced.

Lower North Division.

Moorgyhatta Street: an Aqueduct to be built on the North side and a Tunnel on the South side of the Street, with several Cross Drains between Portuguese Church Street and Chitpore Road.

N. B. The public are recommended not to frequent this Street in wheeled carriages, during the progress of the work

Petty Court Jail Street, a wooden box cross Bridge to be laid down.

Colootollah New Road, at the junction of Petty Court Jail Street, the Arch of the Tunnel to be reconstructed.

Lower North and Upper North Divisions.

Chitpore Road: West side: from Moorgeyhattah Street to opposite Dwarkeynoth Tagore's Lane—Aqueduct to be built.

R. J. ROSE,
Offg. Supt. Conservancy.

NOTIFICATION.

WITH reference to the Rules published in the Notifications issued from this Office, under date the 11th June and 23d July 1839, in regard to the licensing of Rum Distilleries worked after the European method, and which Rules will come into operation on and after the 1st January 1840, it is hereby notified that the Board of Customs, Salt and Opium have been empowered by his Honor the Deputy Governor of Bengal, to require, as a condition of the license, that the parties establishing a Distillery shall pay the expence of the Officer or Officers, who may be employed on the part of Government, at such Distillery, the payment to be secured in a manner satisfactory to the Board of Customs, Salt and Opium, and a failure therein to render the license forfeitable at the discretion of the Board.

By Order of the Board of Customs, Salt and Opium, the 14th December, 1839.

W. R. YOUNG, Secretary.

NOTIFICATION.

PORT WILLIAM, OPIUM DEPARTMENT,
THE 7TH NOVEMBER, 1839.

NOTICE is hereby given, that on Monday, the 6th day of January next, at the hour of 11 o'clock in the Forenoon, will be put up to Sale, at the Exchange Rooms, at Calcutta, and sold by Public Auction, for Exportation by Sea, the undermentioned Quantity of Opium, the Provision of 1838-39, subject to the following Conditions, viz.

PRODUCE OF BEHAR AGENCY, ...	Chests. 4,000
DITTO OF BENARES Ditto, ...	2,000
Total Chests	6,000

CONDITIONS OF SALE.

First. The Opium will be sold for Exportation by Sea only, and no Certificate will be granted except to cover such Export.

Secondly. The Opium to be offered for Sale at an upset Price of Rupees 400 per Chest, and to be all sold to the highest bidder above that price.

Thirdly. If at the above Sale the entire quantity of 6,000 Chests shall not be sold, it shall subsequently be competent for the Board of Customs, Salt and Opium, to dispose of the Lots which remain on hand at future Sales.

Fourthly. Each Lot to contain Five Chests.

Fifthly. A Deposit in a Promissory Note for 1,000 Rupees per Lot, or 200 Rupees per Chest, shall be made

by the Purchaser in the Sale Room, and before the Lot is registered in the Sale Book, and all such Promissory Notes shall be redeemed on the part of Purchasers at this Office by Sub-Treasurer's Receipts, or by substitution of other Public Securities of the Bengal Government, on or before 4 o'clock of the Afternoon of Friday, the 10th January next, or on the other hand, failing such redemption by the time aforesaid, then the Lot or Lots for which no Sub-Treasurer's Receipts, or Deposit of other Public Securities as aforesaid, shall have been delivered in, shall be re-sold at such time or times, and under such Conditions of Re-sale as the Board of Customs, Salt and Opium, shall see fit, and all losses and expences whatsoever attending such Re-sale, shall be borne and paid by the Defaulters, whilst any profit accruing from such Re-sale shall be forfeited to Government.

Sixthly. The Promissory Notes taken on the day of Sale under the last mentioned Condition, if remaining unredeemed on the said 10th January next, will be placed in the hands of the Attorney to the Hon'ble Company for realization in such manner as to him shall seem fit.

Seventhly. No Tender of Money, Sub-Treasurer's Receipts, or Public Securities on account of Opium upon which the prescribed Deposit may not have been made before 4 o'clock of the 10th of January next, will be afterwards accepted.

Eighthly. The Opium now advertised for Sale, shall be paid for within One Calendar Month from the day of Sale, and in case any Lots of such Opium shall not be so paid for and adjusted, then, the Cash Deposit of 1,000 Rupees per Lot, or 200 Rupees per Chest, or any Public Securities that may have been deposited on account of such Lots or Chests, shall be forfeited, and the Opium be disposed of on account of Government at such time and in such manner as the Board of Customs, Salt and Opium, shall think fit.

Ninthly. Purchasers taking out Certificates or Orders for the delivery of Opium, after making full payment as above prescribed, shall have the option of naming the number of Lots of their purchase which they may desire to be included in each Certificate or Order, and it is to be clearly understood that the Certificates or Orders so taken out shall be considered final, and not afterwards exchangeable for other Certificates or Orders authorizing the delivery of single Lots, or of a different number of Lots or Chests, whether more or less than the number of Lots or Chests originally required to be included in each Certificate or Order.

Tenthly. No Sub-Treasurer's Receipts or Deposit of Public Securities under the fifth of the present Conditions, will be received in this Office except from the party recorded as the Purchaser in the Sale Book or his authorized Agent. The Receipt for such Deposit will be granted only in the name of such Purchaser, and the Public Securities deposited will be returned when clearance has been made by the said Purchaser or his order.

Eleventhly. The Officer Superintending the Sale on the part of the Board of Customs, Salt and Opium, is empowered to reject at his discretion the bid of any individual, unless such individual shall on demand tender at the time a Deposit either in Bank of Bengal Notes, Sub-Treasurer's Receipts, or other Government Securities equal to One Thousand Rupees per Lot (or Two Hundred Rupees per Chest,) on each Lot so bid for.

Twelfthly. The Purchaser of any Lot shall have the option of naming and purchasing in immediate succession any number of Lots of the same Agency Opium to the extent of Fifty Lots; and for the Lots so purchased, the Purchaser shall deposit 1,000 Rupees per Lot, and pay the same price per Chest as that for which he purchased his first Lot, provided always that there remain a sufficient number of Lots of that Opium to complete the said Fifty but not otherwise.

Thirteenthly. In the event of any dispute or difference touching or concerning any matter, or question arising out of the Sale of the Opium included in this Notification, or adjustment of the account thereof, the same shall, and may be tried and decided in the Supreme Court of Judicature at Port William in Bengal, and all and every Plea and Pleas to the Jurisdiction of the said Supreme Court shall be waived.

Fourteenthly. The following Papers, together with Samples of the Opium for Sale, will be exhibited for inspection on the day of Sale, or may be seen previously to that day, by application at the Office of the Secretary to the Board of Customs, Salt and Opium.

No. 1. Certificate of the Opium now advertised for Sale.

No. 2. Report of the examination of such Opium.

Fifteenthly. The Public are hereby informed that in providing the investment of the Behar and Benares Opium for the year 1838-39, the same precautions have been taken as those which have been observed during past years, to

have the Drug procured and sent down in a pure state, to have only the prescribed quantity of leaves used in forming the cakes, and to have the due proportion of Opium put into each cake. An account of the weight of the Drug when packed at Behar and Benares, and a Statement of the average weight of Six Chests from each dispatch at Calcutta, may be seen, on application at the Office of the Secretary to the Board of Customs, Salt and Opium.

Sixteenthly. Four Chests of Behar and Benares Opium which have been reserved from the provisions of the two preceding years, will be also shewn to the Purchasers on the day of Sale to enable them to judge of the state of preservation in which the Drug has kept.

The Public are hereby informed that in addition to the quantity above mentioned, the following quantities more or less of Behar and Benares Opium, that is to say

Behar Provision, 1839-39, ...	7,364
Benares ditto, ...	3,966
Ditto ditto, 1837-38, ...	1,600 5,566

Total Chests 12,930

will be brought to Sale this year on or about the dates specified below :

	Patna.	Benares.
February 10th, ...	1,600	1,600 3,200
April 21st, ...	2,500	*2,000 4,500
May 26th, ...	1,400	1,000 2,400
June 30th, ...	1,864	966 2,830
	7,364	5,566 12,930

Seventeenthly. It is hereby further notified, that under the 6th Article of the Convention between Great Britain and France, dated the 7th March, 1815, quoted below, the Agents in India of His Majesty the King of the French, or Persons duly appointed by them, are entitled to demand that out of the quantities of Behar and Benares Opium declared as above for Sale at the five Sales, in the months of January, February, April, May and June, 1840, there shall be delivered to them at the average of the particular Sale or Sales, to which

the Opium so applied for may belong, a quantity not exceeding in the aggregate 300 Chests; and the Agents of the French Government must make Requisition for the whole of the Opium required by them, during the year within 30 days after the publication of this Advertisement, specifying the particular Sale or Sales from which the quantity of Opium is intended to be taken. If the Agents of the French Government shall not make the Requisition for Opium within the time abovementioned, the entire quantity of about 18,930 Chests of Behar and Benares Opium as above estimated, will be brought to Sale in the usual manner, and if they shall make application for a quantity of Opium to be delivered to them out of the quantity advertised for Sale at each or any of the five Sales abovementioned, but shall not pay for it within the prescribed period of payment, the Governor of Bengal reserves to himself the right of disposing of the Opium, which the French Authorities may so fail to pay for, either by increasing the quantity reserved at the Sale next ensuing the date of payment, or by selling it at a Sale to be held expressly for the purpose.

Total 300.

Article of the Convention } Article 6th.—“ With regard above referred to. } “ to the Trade in Opium, it is agreed between the High Contracting Parties, that at each of the Periodical Sales of that Article, there shall be reserved for the French Government, and delivered upon requisition duly made by the Agents of His Most Christian Majesty, or by the Persons duly appointed by them, the number of chests so applied for, provided that such supply shall not exceed Three Hundred Chests in each year, and the price for the same shall be determined by the average rate at which Opium shall have been sold at every such Periodical Sale, it being understood that if the quantity of Opium applied for at any one time shall not be taken on account of the French Government by the Agents of His Most Christian Majesty, within the usual period of delivery, the quantity so applied for shall nevertheless be considered as so much in reduction of the Three Hundred Chests herein before mentioned—the requisitions for Opium as aforesaid, are to be addressed to the Governor General at Calcutta, within thirty days after notice of the intended Sales shall have been published in the Government Gazette.”

By Order of the Board of Customs, Salt and Opium,

W. R. YOUNG, Secretary.

of the 1,600 Chests, the Provision 1837-38.

ইন্ডোয়ার—

ফোর্ট উইলিয়াম আফিম দপ্তর

সন ১৮৩৯ সাল তারিখ ৭ নবম্বর

এন্ডোয়ার দেওয়া যাইবে যে সন ১৮৪০ সাল ইংরেজী তারিখ ৬ জেনেওরি মোতাবেক বাঙ্গলা সন ১২৪৬ সাল তারিখ ২৩ পৌষ রৌদ্র সোমবার পূর্বাঙ্কে দিবা এগার ঘণ্টার সময় মোকাম কলিকাতার একুচেঞ্জ ঘরে নীচের লিখিত মোকদ্দার সন ১৮৩৮-৩৯ সালের পয়দায়সী আফিম সমুদ পথে রপ্তানির জন্য নিলামে পঞ্চাশ লিখিত সরতে বিক্রয় করা যাইবেক—

সিন্দুক—

বেহারের খাঁস পয়দায়সী ... ৪০০
বারানসের খাঁস পয়দায়সী ... ২০০

কমলা সিন্দুক ৬০০

নিলামের সরত—

১ দফা। পূর্বেক আফিম কেবল সমুদ পথে রপ্তানির জন্য বিক্রয় করা যাইবেক এবং এরপে রপ্তানির মাল ভিন্ন অন্য কোন ব্যবস সাটি কি কেট দেওয়া যাইবেক না—

২ দফা। কিসিন্দুক আফিম নান সখ্যা কো ৪০০ টাকার দরে নিলামে ধরা যাইবেক তাহার উপর যে ব্যক্তি সর্বাংগে অধিক মূল্য দিতে চাহিবেক তাহাকে বিক্রয় করা যাইবেক—

৩ দফা। যদি এই দিবসের নিলামে সমদায় ৬০০০ সিন্দুক আফিম বিক্রয় নাহয় তবে পরমিট বৈমক ও আফিম বোর্ডের সাহেবান আলিসানের এজিয়ার রহিল যে তৎপক্ষাৎ যে সকল লাটহায় বাকী থাকিবেক তাহা আগামি নিলামে বিক্রয় করিতে পারিবেন—

৪ দফা। এই আফিমের কি লাট ৫ সিন্দুকে হইবেক—

৫ দফা। নিলামে আফিম খরিশ করনের সময়ে নিলাম ঘরের ভিতরে ও এরিমারের নামে লাট রেজিষ্টরি হওনের পক্ষে কি লাট ১০০০ টাকা অর্থাৎ কি সিন্দুক ২০০ টাকার হিসাবে আমানত পেসগি ব্যবতে দর্শনি প্রামিষরি নোট অর্থাৎ তমসুক নিয়িয়ানিতে হইবেক আর আগামি ১০ জেনেওরি স্কুবার বেলা হই এই প্রহর চারি ঘণ্টার পূর্বে বোর্ডের দপ্তর ধানায় আসিয়া সবজেরর সাহেবের রসিদ অথবা কোম্পানির কাগজ এওজ দিয়া পূর্বেক দর্শনি প্রামিষরি নোট সকল ধালাব করিতে হইবেক কিন্তু নিয়োপিত সময় মধ্যে ধালাব না করিলে যে সকল লাটহায়ের আমানত পেসগিরি হিসাবে টাকা অথবা সবজেরর সাহেবের রসিদ অথবা কোম্পানির কাগজ নাহিল নাহইবেক তাহা বোর্ডের সাহেবান যে সময় ও নিয়ম দ্বিরা করিবে সেই সময়ে সেই নিয়মানুসারে সানি নিলামে বিক্রয় হইবেক তাহাতে যে মোকদ্দার ও এরচ ধরনা পক্ষিবেক তাহা পূর্বেক সরতে/যাহাধিগের

আমানত পোসণি দাখিল করিতে ত্রুটি হইবেক তাহা
দিগকে দিতে হইবেক ও ক্ষমতা যদাশি হয় তাহা
কোম্পানি বহাদুরের সরকারে জন্ম হইবেক—

৬ দফা। এ নিলামের দিবস পূর্বোক্ত সরত
মতে যে সকল প্রামিধরি নোট লওয়া আইবেক
তাহা যদি আগামি ১০ জেনেওরিস সূত্রবারের মধ্যে
খালাস নাহয় তবে এই সকল নোট কোম্পানির তরফ
উকিলের স্থানে দেওয়া যাইবেক তাহাকে যেমত
উচিত বোধ হয় সেইমত তিনি এ নোটের বাবত
টাকা আদায় করিবেন—

৭ দফা। যে আফিমের বাবত আমানত পোস
ণির টাকা পূর্বোক্ত ১০ জেনেওরিস দিয়া হই প্রের
চারি ঘণ্টার পূর্বে দাখিল নাহইবেক তাহার হিসাবে
কোন টাকা কিম্বা সবজের সরহেবের রসিদ অথ
বা কোম্পানির কাগজ পক্ষাৎ লওয়া যাইবেক না—

৮ দফা। যে সকল আফিম বিক্রয়ার্থে এইরূপে
এন্তেহার দেওয়া যাইতেছে তাহার কিম্বতের বে
বাক টাকা নিলামের তারিখে ইলুক এক মাহার মধ্যে
দাখিল করিতে হইবেক ও যে আফিমের কিম্বত
পূর্ব লিখিত মেসারের দিবস কিম্বা মিয়াদের পূর্ব
দাখিল হইয়া হিসাব রক্ষা নাহইবেক তাহার
এ পূর্বোক্ত ফি লাট ১০০০ টাকার হিসাবে অথবা
ফি সিন্দুক ২০০ টাকার হিসাবে যে আমানত পোস
ণির নগদ টাকা অথবা কন রকম কোম্পানির
কাগজ যাহা আমানতের হিসাবে দাখিল হইয়া
থাকিবেক তাহা সরকারের জন্ম হইবেক পরে বোড
পরমিট নমক ও আফিমের সাহেবান আনিসান
দারা যে তারিখে ও যে প্রকারে নিলাম করা উচিত
বিবেচনা হইবেক সেই দিবস সেই প্রকারে এ আ
ফিম সরকার বাহাদুরের নিজ হিসাবে বিক্রয়
হইবেক—

৯ দফা। যে সকল ঋণদারান পূর্বোক্ত মতে বে
বাক টাকা দাখিল করিয়া আফিমের সার্টিফিকেট
অথবা আফিম বাহির করবার হুকুম লইবেক
তাহাদিগের একার রহিল য আপন ঋণদ আ
ফিমের প্রত্যেক সার্টিফিকেটের মধ্যে যত লাট
আফিম সরাজ করিতে চাহে তাহা বিশেষ করিয়া
জানার কারন ইহা সজ্ঞাকরূপে জানা কর্তব্য যে
পূর্বোক্ত মতে যে সকল সার্টিফিকেট একবার
লইয়া যাইবেক তাহাই চুড়ান্ত হইবেক এবং সে
সার্টিফিকেটের পরিবর্তে পক্ষাৎ অন্য কোন
সার্টিফিকেট অথবা হুকুম জাহাজে এক এক লাট
করিয়া খালাস হইতে পারে অথবা প্রথম যত লাট
অথবা সিন্দুকের অন্য সার্টিফিকেট দেওয়া যায়
তাহা ভিন্ন অন্য কোন প্রকারে কম কি বেশী পরি
মানের সার্টিফিকেট চাহিলে এওম দেওয়া
জাইবেক—

১০ দফা। এই এন্তেহারের ৫ দফার লিখমান
জাইক আমানতের হিসাবে যে কোন কোম্পানির
কাগজ অথবা সবজের সরহেবের রসিদ দাখিল
করিয়া লইতে হইবেক তাহা কিম্বত যে সকল ঋণ
দারের মধ্যে কোন হইতে দেখা যাইবে তাহার

নিকট হইতে অথবা তাহাদের এন্তেহারের মো
জারের নিকট হইতে লওয়া যাইবেক এবং এ
রূপ আমানত পোসণি দাখিলের রসিদ কিম্বল এ
পূর্বোক্ত ঋণদারের নামে হইবেক ও আফিম
মজদুর খালাস হইলে পর পূর্বোক্ত কোম্পানির কা
গজ তাহাদিগকে আমরা তাহাদিগের বরাতি
লোককে ফিরিয়া দেওয়া যাইবেক—

১১ দফা। প্রায়ত সাহেবান বোডের তরফ যে
সাহেব নিলামের সুপারেন্টেণ্ট হইবেন তাহা
র এমত এক্তিরার আছে যে তিনি তাহার বিবেচ
নামসারে কোন ব্যক্তির ডাক অগৃহীত করেন
কিছু যদিহা তাহার যত লাট ঋণদ করনাথে
ডাকিবেক তাহা ফি লাট ১০০০ টাকার হিসাবে
অথবা ফি সিন্দুক ২০০ টাকার হিসাবে বাখাল
বেকের নোট কিম্বা সবজের সরহেবের রসিদ
অথবা কোম্পানির কাগজ তৎক্ষণাত দাখিল করে
তবে তাহাদিগের ডাক গৃহীত করিবেন—

১২ দফা। নিলামি ঋণদারের এমত এক্তার
আছে যে প্রথম যে লাট ঋণদ করিবেক সেই লাট
নথর হইতে জত লাট সেই মোকামের মাল ঋণদ
করিত চাহে তাহা তৎক্ষণাত প্রকাশ করিয়া কহে
এবং তদনুসারে ঋণদ করে এমত গহিলা লাট
আদি ৫০ লাটের অধিক না হয় ও এই প্রকারে
ঋণদা পাটহায়ের ফি লাট ১০০০ টাকা করিয়া
ডিপজিট অথবা আমানত পোসণি দিতে হইবেক
এবং সেই মতে অথবা প্রথম লাটের মতে বাকি
লাট হায়ের কিম্বত ফি সিন্দুক হিসাব করিয়া দা
খিল করিতে হইবেক এমত যদিহা এত লাট গর
বিক্রি থাকে তাহাতে পক্ষাৎ লাট পূরা হইতে পারে
তবেই পাইবেন নতবা পাইবেন না—

১৩ দফা। এই এন্তেহারের লিখিত আফিমের
বিক্রি সম্বন্ধিয় কিম্বা এ আফিমের হিসাবকার
বিসয়ে কোন বিবাদ অথবা গরমিল উপস্থিত হই
বক তাহা সবে বাখালার সুপ্রিমকোর্ট আদাল
তের বিচারে নিষ্পত্তা হইবেক আর ঋণদার দি
গর মধ্যে কেহ এ আদালতের এনাফার অধিন
নহে বলিয়া কোন আপত্তা করিলে তাহা গৃহী
ত হইবেক—

১৪ দফা। নীচের তফসিল প্রাকিক কাগজাত ও
যে আফিম বিক্রয় হইবেক তাহার নমুনা নিলা
মের দিবস দেখান জাইবেক অথবা তাহার পূর্বে
বোড পরমিট নমক ও আফিমের নিকটরি সাহে
বের হুকুমদানায় অনুসন্ধান করিলে দখিত পা
ওয়া জাইবেক—

১ নং যে আফিম বিক্রয় করনাথে এইরূপে
এন্তেহার হইল তাহার সার্টিফিকেট

২ নং এ আফিম তজবিহের সিনোটি—

১৫ দফা। সকলকে জ্ঞাত করা যাইতেছে যে
নম ১৮৩৮/৩১ খালের বেহার প্রবাসগণের আফি
ম তৈয়ারি কারণ গত সরকারের মত এনাকিয়ার
ও ঋণদারি করা গিয়াছে বিশেষতঃ আফিমের
বোড লুক দিবার প্রবৃত্তি করিয়া গৃহীত এবং

এটি তৈয়ারি কারণ নিয়মিত পরিমাণ পাতি ব্যবহার করিতে এবং প্রতি গুটিতে সমান ভাগ আফিম রাখিতে সাবধান হওয়া গিয়াছে আফিম মজদুরের বহার ও বারাগানের মোকামি ওরনের হিসাব ও কি চালান হইতে ৬ ছয় সিন্দুক করিয়া কলিকাতায় যে ওজন করা যায় তাহার গড় ওরনের হিসাব বোর্ড পরমিট নমক ও আফিমের সিন্দুকটি সাহেবের দপ্তরখানায় তত্ত্ব করিলে দেখিতে পাওয়া জাইবেক—

১৬ নম্বা। গত দুই সনের পয়দারসি যে চারি সিন্দুক বেহার ও বারাগানের আফিম রাখা গিয়াছে তাহা নিলামের দিবস ঐরিদারান লেককে দেখান জাইবেক তাহা দুই বেপারিগান বিবেচনা করিতে পারিবেন যে কি প্রকার নিরীষ অবস্থায় এই আফিম রহিয়াছে। আর সকলকে জ্ঞাত করা জাইতেছে যে উপরের লিখিত মেকদার সেওয়ায় পক্ষাৎ লিখিত পরিমাণ অর্থাৎ

	সিন্দুক
বেহারের দ্বাস পয়দারসি আ	
কিম বাবতে সন ১৮৩৮/৩৯ ...	৭৩৬১
বারাগানের এই ...	৩৯৬৭
এই এই সন ১৮৩৭/৩৮ ...	১৬০০
	৫৫৬৭

জমলা ... ১১১০২

কিছু কমিউটক বা বসিউটক ইমসন নিচের লিখিত তওয়ারিখে অর্থাৎ কিঞ্চিৎ অগুণষ্ঠ বিক্রয় হইবেক—

	পাটনা বারাগান	এখন
ইহার ১০ ফিক্রয়ারি ১৬০০	১৬০০	৩২০০
মধ্যে সন ২১ এপ্রিল ২৫০০	২০০০	৪৫০০
১৮৩৭/৩৮ ২৬ মে ১৪০০	১০০০	২৪০০
সালের ৩০ জুন ১৮৬৫	১৬৭	২৮৩২
১৬০০ সিন্দুক আছে	৭৩৬৫	৫৫৬৭ ১১১০২

১৭ নম্বা। অধিকন্তু সকলকে জ্ঞাত করা জাইতেছে যে সন ১৮১৫ সালের ৭ মার্চ তারিখে ইংরেজ ও করাস উভয়ে যে করারনামা করিয়াছেন সেই করারনামার লিখিত বস্ত প্রকরণানুসারে করাসের বাদসাহার তরফ যে এজেন্ট সাহেবান বাজলায় থাকিবেন কিম্বা তাহার। যে ব্যক্তিদিগকে নিযুক্ত করিবেন সেই ব্যক্তি সকল উপরের লিখিত সন ১৮৪০ সালের জানেওরি ফিক্রয়ারি এগরেল মে এবং জুন মাহার ৫ নিলামে যে মেকদার বেহার ও বারাগানের আফিম বিক্রয় হইবার এন্তেহার হইল তাহার মধ্যে ৩০০ সিন্দুক পর্যন্ত আফিম লইবার এক্জিয়ার রাখেন এই আফিম যে নিলামে অর্থাৎ নিলামহায়ের সন্মুখি হইবেক তাহার গড় দরে লইবেন আর করাসের এজেন্ট সাহেবানের সন মজদুরের মধ্যে জন্ম আফিম লওনের প্রয়োজন হইবেক তাহা পূরণের জে নিলামে অর্থাৎ নিলামহায়েতে লইবেন তাহার বিধি করিয়া এই এন্তেহার

হওনের পর ৩০ ত্রিশ দিবসের মধ্যে প্রার্থনা লিপি লিখিবেন যদাপি করাসের এজেন্ট সাহেবান উপরের লিখিত মেয়াদ মধ্যে আফিম লওন করণ কেন প্রার্থনা না করেন তবে উপরের লিখিত সময়ে ১৮৯৩ সিন্দুক বেহার ও বারাগানের আফিম ধারা মতে নিলামে বিক্রয় হইবেক এবং এই পক্ষে ৫ নিলামে যে যে মেকদার আফিম বিক্রয় হও নর এন্তেহার হইল তাহার অদরে যদি করাসের এজেন্ট সাহেবান কোন মেকদার আফিম এই ৫ নিলামের প্রত্যেক অথবা কেন এক নিলামে লইবার দরখাস্ত করেন কিন্তু আফিম মজদুরের কিম্বা মেয়াদ মধ্যে না পেন তবে সেই আফিম বিক্রয় করিবার এক্জিয়ার সুবে বাজলায় গবরনর বাহাদুর রাখেন। হয় কিম্বা আদালতের মেয়াদ গতে যে নিলাম উপস্থিত হইবেক তাহার নিরূপিত মেকদার বৃদ্ধি করিয়া বিক্রয় করিবেন নতবা এই নিমিত্তে এক সতত্ব নিলাম মোকরর করিয়া বিক্রয় করিবেন—

তিন সত সিন্দুক আফিমের জায়—

	সিন্দুক
বেহারের আফিম ...	২৪৮
বারাগানের আফিম ...	৫২
জমলা সিন্দুক ...	৩০০

করার নামা

উপরের লিখিত আফিমের তরফতের ইংরেজ ও করাস বিষয় উভয় সম্মত হইলেন আভিয়ের মধ্যে এক যে আফিমের প্রত্যেক রার নামার যন্ত এই নিলাম কালে করাসের বা করণ— দসাহের এজেন্ট সাহেবান কিম্বা তাহারদিগের তরফ

যে ব্যক্তি নিযুক্ত হইবেন যত সিন্দুক আফিম লইবার প্রার্থনা করিবেন তত দেওয়া জাইবেক কিন্তু প্রত্যেক বৎসর ৩০০ তিন সত সিন্দুকের অধিক লইতে পারিবেননা যে নিলামের আফিম লইবন সেই নিলামের গড় দরে লইতে হইবেক আর কোন এক দফায় যে মেকদার আফিমের দরখাস্ত করিবেন কদাচী করাসের বাদসাহের এজেন্ট সাহেবান মেয়াদ মধ্যে তাহা খালাস না করেন তবে সেই আফিম উপরের লিখিত ৩০০ তিন সত সিন্দুকের মধ্যে বাদ পড়িবেক আফিম লইবার দরখাস্ত কলিকাতার গবরনর জেনারেল বাহাদুরের নিকট গবরনমেন্ট গেজেট এবং বরের কাগজে বিক্রয়ের এন্তেহার দেওনের পর ত্রিশ দিবসের মধ্যে দাখিল করিতে হইবেক—

বিমোজিব হুজুম সাহেবান আলিসান বোর্ডে পরমিট নমক ও আফিম—

W. R. YOUNG, Secretary.

Court for the Relief of Insolvent Debtors at Calcutta. NOTICE is hereby given, that the matters of the Petition and Schedule (the same having been filed in the Court) of JOHN CARBAU, of Kendall's Lane, in Calcutta, Section Writer, will

be heard on Saturday, the 1st day of February 1840, at the hour of 11 o'clock in the forenoon.

"No Creditor will be allowed at the Hearing to oppose the discharge of a prisoner, unless he shall have given notice of his intention to the Chief Clerk, three clear days before the day of Hearing."

Office of Examiner, 10th December, 1839.

Mr. Hudson, Atty.

কলিকাতার জোত্রহীন করজমদারদের পরি

জাগায়ে আদালত

এতদ্বারা যেরূপ যেওনা আইনভেদে যে নিচের নামিত এই আদালতে দাখিল করা আরজী ও করদের বিষয়

জান কার্যের

জিনি কলিকাতার মোং কেনডাডাইন গলি নি বাসি কুরান কোরানি তাহার বিষয় নং ১৮৪০ সা লের ফিক্সওয়ারি মাহার ১ শনিবার তারিখে বেলা ১১ ঘটীর সময় শুনারি হইবেক

"কোন মহাজনে আপত্তা করিতে পারি বেননাই প্রাঙ্গণিতে কোন কএদির অঙ্গাশি শুনারি নিয়মিত দিবসের পূর্বে পূর্বে দিন দিবস থাকিতে তাহার মানসের সাহায চিপ কোলাকি সাহেবের আদালতে না দেন"

একজামিনর সাহেবের আকিষ

নং ১৮৩৯ সাল ১৬ ডিসেম্বর

মোং হডসন উকিল

CIVIL SERVICE ANNUITY FUND.

NOTICE is hereby given, that the Annual General Meeting of the Subscribers to the Civil Service Annuity Fund will be held at the Town Hall, at One o'clock p. m. on Wednesday, the 1st of January next, for the purpose of auditing the Accounts of the past year, for the election of Five Managers of the Fund for the year 1840, and for the consideration of any other questions that may arise or be referred to the Meeting.

J. P. GRANT,

C. S. A. F. O.,
the 18th November, 1839.

Secretary.

BENGAL MILITARY FUND.

IN conformity to the 26th and 27th Article of the Regulations, a General Meeting of the Subscribers of the Military Fund will be held at the House of Mr. Martindell, the Secretary, No. 7, Elysium Row, on Friday, the 24th January next, at 10 o'clock in the morning, for the election of Directors for the ensuing year, and for the inspection and approval of Accounts of the Fund, and of the Proceedings of the Directors for the past year.

J. W. J. OUSELEY, President.

Calcutta, Military Fund Office,
the 25th November, 1839.

NOTICE.—The Effects of the late Mr. John Shaw, Junior, Attorney and Manager for the Firm of T. E. Thomson and Co. Hardware and General Store Keepers, who died at this Station on Saturday 26th ultimo, are under Seal of this Court and will be delivered to any person legally authorized to receive them.

H. T. TAPP, Esq.,

Political Agent.

Magistrate's Office,
Simlah,

The 4th November, 1839.

FIRST LOTTERY of 1840, for the Improvement of the City of Calcutta.

Second Day's Drawing; Thursday, Decr. 19, 1839.

PRIZES.

No. 3253 Prize of 20,000 Co.'s Rupees.

No. 134 Prize of 5,000 Co.'s Rupees.

Nos. 3552 and 1869 Prizes of 1,000 Co.'s Rupees each.

No. 1453 Prize of 500 Co.'s Rupees.

Nos. 1886 1314 4206 1891 2059 4696 2158 129 1594

3804 245 1024 863 3075 1609 1407 3551 3659 3681

1298 and 8460 Prizes of 110 Co.'s Rupees each.

Tickets entitled to be renewed for the last 2 days on paying 50 Rs. each before the 6th of February next.

3615	3652	991	1888	1121	772	1815	4578	1874	8848
4330	560	1750	4463	446	1922	1204	233	1307	3029
3601	3431	9	2829	2838	4250	1880	3125	847	694
949	340	2113	2152	2508	3472	1406	1714	8553	8
2400	157	2274	3973	3263	719	1398	3654	884	1907
1828	2668	944	4289	8869	4429	4521	2251	1021	3475
212	1192	1321	2217	2995	118	3093	3737	71	3874
4500	347	3583	3796	3226	4108	3208	1752	2806	1848
2149	2125	1280	4717	3388	2355	1313	341	4189	904
1794	3715	2190	3929	3234	2501	3392	2977	224	620
3442	4000	1540	2109	1048	4180	1387	3859	2498	931
8276	1015	3215	2056	2408	4738	593	1886	771	19
3198	4163	958	1314	2825					

BLANKS.

3627	2433	1649	3834	865	2115	4688	2016	2397	1397
1554	1224	1937	3270	376	632	1732	4448	189	4318
3015	178	3790	2041	1504	4613	920	4821	4397	2260
673	2887	2748	4314	1132	2654	3175	8227	1883	192
4005	1748	3020	2092	380	388	154	2476	4504	3463
3400	915	287	1803	2737	3763	2218	4589	2967	3334
508	3761	1196	4342	577	3852	1175	2884	4295	1211
3894	353	3598	3118	2294	2750	1848	8422	3147	941
4489	2116	1488	1653	1247	3941	4002	909	1383	3417
4390	1524	3980	2519	3581	3380	3357	4031	3548	1571
1604	3536	499	2932	3580	681	3416	2486	4553	2479
2135	1588	2379	11	3995	3913	2508	3086	2409	69
3387	3840	3337	1939	3471	2828	2456	3782	779	3826
2309	4643	575	1809	3637	4739	2556	4781	3881	823
2306	3961	3558	2699	4289	689	3799	3409	759	495
3902	4262	482	4723	3044	528	3455	2123	2977	752
3100	3908	2002	3872	1478	345	3252	304	475	1439
741	3180	5135	3836	1279	3732	1268	3914	3783	2023
3045	4403	1829	1758	2286	2033	4223	4071	3461	654
711	1508	4064	3675	1666	773	3528	1854	860	4090
1164	2812	3257	3310	3101	568	4049	3081	2552	1695
2137	296	825	2570	1689	1278	137	1942	2494	4576
165	1429	2062	3077	1593	1578	2985	3197	1395	3989
3707	554	4114	2047	59	2215	211	361	3684	4646
4626	965	3835	4572	565	2745	3864	555	2266	1983
1730	2273	1735	1826	1519	3500	3450	2313	2620	3034
1293	1424	742	2317	2153	3247	1971	3462	368	976
3473	2826	4529	1577	1687	3314	1584	3990	281	4669
3038	3193	824	1796	705	2947	3225	2599	4494	911
204	1788	76	2841	2246	2685	2122	3934	3540	1639
3864	3174	787	1459	2619	403	3152	3709	135	8466
2102	3016	3131	2103	660	4324	1483	2111	1810	441
712	3071	3635	650	1601	329	1325	2016	3680	2
319	1623	2365	925	3412	1572	2452	2333	4126	3515
213	3506	3826	2147	2791	1090	128	1633	599	843
2165	93	2489	36	1297	1535	1802	124	114	4268
3671	2393	4359	4585	2579	1772	3596	1648	2359	370
3620	2199	1998	3287	2837	4350	1872	4324	2965	1667
1058	989	3667	4147	3022	321	709	1819	2369	3441
1632	1715	4313	2033	4089	2776	3112	1984	2460	2645
2391	422	845	4477	2322	1405	2324	362	2402	4251
890	1084	2374	1149	125	1479	2591	1647	2529	1311
1844	4638	1077	2353	651	1499	3537	4426	3797	236
4542	1419	3067	3378	4031	4351	2163	3533	6267	2348
1688	954	2374	1941	3763	2890	1219	3936	4219	1947
1430									

J. F. HYDE,

Secy. to the Lottery Committee.

CALCUTTA, DECEMBER 19, 1839.

The Third Day's Drawing will take place on Monday, the 23d December, precisely at ½ past 9 o'clock in the forenoon.

Tickets to be had at 110 Rupees.

[1835]

NOTICE of Public Sale for Arrears of Revenue, unless immediately liquidated, at the Collector's Office, Zillah Hooghly, on Tuesday, the 31st December, 1839, corresponding with 17th Poose 1246, B. S.

Name of the Mehal to be sold and of the Purgunnah in which it is situated, and Number of Lot in Collector's Sale Advertisement.	Recorded Proprietor.	Amount Sudder Jumma.	Arrears of Revenue, including Interest for the Month of May, 1839.	REMARKS.
25. Lot Mundulghaut, Purgunnah Ditto, ...	Dwarkanoth Taccoor, &c....	223988 2 5	1472 1 3	{ This Land produces Paddy, &c.
26. " Duckhinbaur, Ph. Bauffah, ...	Nittanund Coondoo Chowdory, &c.	11736 4 10	737 6 5	
27. " Saukkhally, Ph. Ditto, ...	Joogulkissore Bissaus, &c.	10148 0 8	798 13 3	Ditto.
28. " Baheergurrah, Ph. Baheergurree, ...	Prawnnoth Chowdoorey, &c. {	7953 1 7 {	504 11 4	Ditto.
29. " Cooldoho, Ph. Chundercona, ...	Calleepersaud Roy, &c. ...	10794 10 4		
30. " Lacorbaug, Ph. Ditto, ...	Juggomohun Mookerjee, &c.	11239 7 2	289 8 10	Ditto.
31. " Bohépoor, Ph. Ditto, ...	Bissenmbhur Seel, &c.	10840 7 9	685 9 8	Ditto.
32. " Agore, Ph. Ditto, ...	Juggomohun Mookerjee, &c.	10984 10 7	688 3 6	Ditto.

Zillah Hooghly, Collector's Office, 4th December, 1839.

W. H. BELL, Collector.

NOTICE of Public Sale for Arrears of Revenue, unless immediately liquidated, at the Collector's Office, Zillah Hooghly, on Tuesday, the 31st December, 1839, corresponding with 17th Poose 1246, B. S.

Names of the Mehal to be sold, and of the Purgunnah in which it is situated, and Number of Lot in Collector's Sale Advertisement.	Recorded Proprietor.	Amount Sudder Jumma.	Arrears of Revenue, including Interest for the Month of May, 1839.	REMARKS.
24. Lot Mamoodpoor, Ph. Chowmohra, ...	Gobind Chunder Bundo-padea, &c.	10831 4 9	1190 1 0	{ This Land produces Paddy, &c.
25. " Bhakadpoor, Ph. Baheergurree, ...	Persunno Coomar Taccoor,	16002 0 1	1768 4 9	
100. " Mancoondah, Ph. Boroa, ...	Dwarkanauth Tagore, &c. ...	2331 8 7	232 15 6	Ditto.

Zillah Hooghly, Collector's Office, the 4th December, 1839.

W. H. BELL, Collector.

NOTICE of Public Sale for Arrears of Revenue, &c. unless immediately liquidated, at the Collector's Office, of Zillah Mymensing, on the 15th January, 1840, or 3d Maug 1246 B. S. Wednesday.

Names of Mehals to be sold, and of the Perg. in which they are situated, and No of the Lot in the Collector's Sale Advertisement.	Recorded Proprietors.	Amount Sudder Jumma	Arrears of Revenue, including Interest for the Kist of October 1839	REMARKS.
No 28 Pergunnah Hossain-shahi, and Joar Hosein-pure, ...	Edmund Kent Hume, Esq. { and others, ...	45457 14 6	3823 7 1	{ This Mehal is under Bat-warah.
No 30. Do Mymensing, Hissa 4 Annas, ...	Sambhoochunder Chowdry { and others, ...	29653 15 8	1533 8 8	
No. 31 Do. Do. Hissa 4 Annas, ...	Tarinikanth Lahorea, &c. ..	32445 9 11	2876 15 11	
No. 32 Do. Do. Hissa 4 Annas, ...	Narainee Dibbea and others,	32443 3 4	2456 5 10	{ This Mehal is under Bat-warah.
No. 61. Do. Pookherea, Es-size Estate, ...	Rani Bhoobun Moi Dibbea { and others, ...	75245 6 0	5886 15 5	

These Lands produce Paddy, Sugar Cane, Indigo, &c. &c.

Mymensing Collector's Office, the 10th December, 1839.

F. SKIPWITH, Collector.

Srce Muttu • Khettermoney Dossee, Complainant,
vs.

Nubkissen Mitter and
 others, Defendants;

AND

Nubkissen Mitter and
 another, Complainants,
vs.

Hurloll Mitter and others,
 Defendants;

AND

Rogomoney Dossee,
 Complainant,
vs.

Nubkissen Mitter and
 others, Defendants.

Khettermoney Dossee and of Rogomoney Dossee, and of
 the said Khettermoney Dossee as Widow and Representative
 of Kistnocaunt Mitter deceased, and of the said Rogomoney
 Dossee as Widow and Representative of Gopeemohun Mitter
 deceased, and also the Creditors of Nubkissen Mitter and
 Issenchunder Sircar as pretended Executors of Kistnocaunt
 Mitter deceased, are hereby required to come before William
 Patrick Grant, Esquire, the Master of the said Court, on or
 before the 7th day of January next, and prove and establish
 their respective debts, otherwise they will be excluded from
 the benefit of the said Decree.

W. P. GRANT, *Master.*

Calcutta, Supreme Court, Master's Office, 9th October, 1839.

NATHL. HUDSON, Solicitor for Sreemutty Khettermoney Dossee.

NOTICE is hereby given, that pursuant to a Decretal Order of the Supreme Court of Judicature at Fort William in Bengal, made in these causes bearing date the 24th of October, 1834, the Creditors of the Joint Estate of Nubkissen Mitter, Gopeemohun Mitter and Kistnocaunt Mitter, and also the separate Creditors of the said Nubkissen Mitter, Gopeemohun Mitter, and Kistnocaunt

Mitter respectively, and of

New Postage Rates.

Published this day, and for sale at the Orphan Press,
 Price 2 Rs.

Rates of Inland Postage

Leviable upon Letters, Ranghy Parcels, &c. passing between Calcutta and other places in the East Indies, revised according to the Tables in Schedule C. 1, 2, 4 and 5, which have been substituted for the Tables so numbered in Schedules A and B of Act XVII of 1837, under the order of Government, No. 134, General Department, dated 14th August, 1839, and published in the Calcutta Official Gazette of the 24th of that month. The revised rates to have effect from the 1st of October, 1839.

October 7, 1839.

CONSTRUCTIONS

BY THE

Sudder Dewanny & Nizamut Adawlut,
 Part 7 of Volume 2,—Price 6 Rs.

G. H. HUTTMANN, *Orphan Press.*

July 4th, 1839.

CONSTRUCTIONS

BY THE

Sudder Dewanny & Nizamut Adawlut,
 Part 1, of Vol. 3,—Price 4 Rs.

Containing the whole of the Constructions for 1838.

G. H. HUTTMANN, *Orphan Press.*

July 4th, 1839.



The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press before Noon of Tuesday, and those of a few lines only before 5 P. M. of that day.

WEDNESDAY, DECEMBER 25, 1839.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 16TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 16th December 1839, with the assent of the Right Hon'ble the Governor General of India, which has been read and recorded.

Ordered, that the Act be promulgated for general information.

Act No. XXVII. of 1839.

An Act for authorizing the Court of Requests for the Town of Calcutta to execute decrees passed by the Judge of the Dewanny Adawlut of the Zillah of the 24-Pergunnahs in certain cases.

I. Whereas execution of the decrees of the Courts of Justice of the Zillah of the 24-Pergunnahs is often defeated by the parties against whom the same have been obtained absconding from the limits of the said Zillah into the Town of Calcutta; and whereas by Regulation XVI of 1812 of the Bengal Code, provision is made, where the like inconvenience occurs by parties absconding from the Town of Calcutta into the said Zillah, for the Judge of the said Zillah enforcing the judgments of the Court of Requests of the Town of Calcutta:

It is hereby enacted that if the defendant in any suit decided by any Court of Justice of the Zillah of the 24-Pergunnahs the plaintiff in which shall have obtained a decree, shall retire before execution of the same into the jurisdiction of the Court of Requests, that Court upon receiving a written application from the Judge of Dewanny Adawlut of the Zillah of the 24-Pergunnahs, setting forth the above circumstances, and accompanied by a copy of the decree duly authenticated, is hereby authorized and directed to proceed to execute the said decree in the mode prescribed for the execution of judgments obtained in the Court of Requests, and on payment of the like costs as are demanded for the execution of such judgments in ordinary cases. Provided always that nothing in this Act contained shall be held to authorize the said Court of Requests to execute any decree except the cause of action in respect of which such decree was obtained were such that if it had occurred within the local jurisdiction of the said Court it would have been cognizable by the same.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 9TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 9th December, 1839, with the assent of the Right

Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No. XXVIII of 1839.

An Act for the Regulation of Buildings in the Islands of Bombay and Colaba.

I. It is hereby enacted, that the first twelve Articles of Rule Ordinance and Regulation III of 1812, passed by the Governor of Bombay in Council, and the 18th, 25th, and all following Articles of the same Rule Ordinance and Regulation, and the 1st, 2d, 3d and 7th Articles of Rule Ordinance and Regulation III of 1815, passed by the said authority, be repealed.

II. And it is hereby enacted, that, all persons intending to erect or rebuild any building within the Islands of Bombay and Colaba which shall approach in any part within twenty-five feet of the edge or side of any public road, street, or other thoroughfare, or intending to alter any building within the said Islands by extending the foundation thereof, so that any part of such foundation shall approach within the same distance of the edge or side of any such public place, shall, before commencing to do so, obtain from the Collector of Land Revenue in Bombay a certificate of the specific ground intended to be used, and from the Surveyor to the Court of Petty Sessions in Bombay an endorsement on such certificate, of the nature of the work which, consistently with the provisions of this Act, and with public convenience, and according to the intention of the party, can and is proposed to be executed.

III. And it is hereby enacted, that in all cases in which the Surveyor to the said Court of Petty Sessions shall be satisfied that the intended building or alteration is in compliance with the provisions of this Act, and that no part of the ground to be covered thereby is wanted for public purposes, he shall endorse the said certificate as above enacted, and in case any party shall feel aggrieved by the withholding of such endorsement, or by the terms or restrictions of any such endorsement, he shall be at liberty to bring the matter of his complaint before the said Court of Petty Sessions, whose decision thereon shall be final; provided always that no certificate, and no such endorsement thereof as aforesaid, and no decision of the said Court of Petty Sessions thereon, shall be construed as an adjudication upon or as in any way affecting the right or title of any person to the ground or building referred to in such certificate and endorsement or any part thereof.

IV. And it is hereby enacted, that should any person, having obtained a certificate and endorsement as aforesaid, find it desirable during the progress of the work to deviate from his original plan, he shall not be at liberty to do so without the sanction in writing of the said Surveyor to the Court of Petty Sessions to such proposed deviation, with liberty however to the party to appeal to the said Court as provided in Section III of this Act.

V. And it is hereby enacted, that should the erection, rebuilding, or such alteration as aforesaid of any such building be commenced without such certificate and endorsement as above required, or contrary to the terms of any such certificate and endorsement, (such deviation not having been duly sanctioned as aforesaid,) every person offending herein shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 rupees.

VI. And it is hereby enacted, that whoever shall alter any such certificate as aforesaid without the sanction of the Collector of the Land Revenue and of the Surveyor to the Court of Petty Sessions, or shall alter any endorsement thereon without the sanction of the Surveyor to the Court of Petty Sessions, shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 rupees, or by imprisonment in the house of correction for any time not exceeding four calendar months, with or without hard labor.

VII. And it is hereby enacted, that no building hereafter to be erected within the walls of the Fort of Bombay shall be erected higher than 50 feet measured from the surface of the street to the extreme of the roof; provided that light open balustrades or railings of any material not inflammable may be added round the outer edge of the roof for the purpose of guarding against accident, but such balustrades or railings are to have no roof or covering; and all persons offending herein shall on conviction before the said Court of Petty Sessions be punishable by fine not exceeding 500 rupees.

VIII. And it is hereby enacted, that no euljans or other inflammable materials shall be made use of in the external roof or walls of any building within the Fort walls of Bombay, nor in the external part of any building without the Fort walls of Bombay in any place or places within the Islands aforesaid to be declared by the Governor of Bombay in Council by Proclamation in the Government Gazette, and that every person offending herein shall on conviction before the said Court of Petty Sessions be punishable by fine not exceeding 500 rupees.

IX. And it is hereby enacted, that no building of any description shall be erected in the Islands of Bombay or Colaba in such manner as shall destroy, injure, or prejudicially interfere with any of the water courses or the drainage of the said Islands, or either of them, and upon notice being given by the said Surveyor of the Court of Petty Sessions to the owner or other person under whose directions any work may be going on, that such work is injurious to and does or will interfere with any water course or the drainage of the said Islands or either of them, such person shall immediately thereupon discontinue such work, and if he feels aggrieved by such notice, shall bring the matter of his complaint before the said Court of Petty Sessions, whose opinion and adjudication thereon shall be final; and in case such person shall not, on receiving such notice as aforesaid, discontinue the said work, he shall be punishable on conviction before the said Court of Petty Sessions, by fine not exceeding rupees 500.

X. And it is hereby enacted, that in case the said Court of Petty Sessions, on any appeal to them under the last preceding section, or upon special application of their Surveyor, and after hearing the parties concerned, shall be of opinion that the work deemed objectionable by the said Surveyor will destroy or be injurious to or prejudicially affect any of the water courses or the drainage of the said Islands, or either of them, then the said Court shall make an order for the discontinuance and immediate removal of the said work, or of so much thereof as is objectionable; and in case the owner or other person conducting such work shall not obey such order, he shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding Rupees 500; and such work, or so much thereof as shall have been found to be objectionable, shall be forthwith taken down and removed by the Surveyor of the said Court, and the materials shall be sold and disposed of in the like manner as is hereinafter directed concerning the taking down of ruinous buildings.

XI. And it is hereby enacted, that when any building within the Islands of Bombay or Colaba shall be erected, rebuilt, or altered, in any manner contrary to the provisions of this Act, except as in the 9th section is mentioned, it shall be lawful for the Surveyor to the Court of Petty Sessions to give notice to the person or persons so offending forthwith to discontinue such work, and to pull down and clear away the

same by a fixed day, and in the event of such work not being immediately discontinued, or of such order of removal not being complied with by the expiration of the time so fixed upon, the person or persons so disobeying such notice shall be punishable, on conviction before the said Court of Petty Sessions by fine not exceeding Rupees 500; and the Surveyor to the Court of Petty Sessions shall have power to cause the work to be taken down and removed, and to sell and dispose of the materials thereof in the like manner as is hereinafter directed concerning the taking down of ruinous buildings, provided always that nothing herein contained shall prevent the person or persons to whom such notice shall be given appealing therefrom to the said Court of Petty Sessions, which Court shall have power to quash, alter, or confirm the same, and to extend the time named therein, and to punish any frivolous appeal with double costs.

XII. And it is hereby enacted, that every person rebuilding any building of which any part is situated within twenty-five feet of the edge or side of any public road, street, or other thoroughfare within the Islands aforesaid, shall be liable to be required, for the purpose of widening such road, street or other thoroughfare, to carry back his building so far and to give up so much of the site of the old building, or of the compound in which the same was standing, or of the uninclosed ground if any lying in front of the old building and between the same and the road, as shall be specified in the endorsement to be made on the certificate of the Collector of Land Revenue under this Act, but such endorsement shall be subject in all cases to the revision and final decision of the said Court of Petty Sessions, in the event of an Appeal thereto from the terms of the same, and the party so required shall be entitled to such compensation as is hereinafter provided.

XIII. And with the view of preventing fraudulent evasions as to the giving up of ground under the last section, it is hereby enacted, that every person rebuilding, repairing, altering or in any way strengthening the foundation or lower part of any building within twenty-five feet of the edge of any public road or street within the Islands aforesaid, and then within three years therefrom substantially rebuilding the remaining part of the said building upon the old foundation or lower part so rebuilt, repaired, altered or strengthened as aforesaid, shall be deemed to have rebuilt the entire building within the meaning of the last section.

XIV. And it is hereby enacted, that should any steps project into any public road, street, or other thoroughfare in front of any house the space covered by such steps shall not be considered as part of the ground to be given up under this Act, but the ground to be given up shall be measured from the exterior of the building itself.

XV. And it is hereby enacted, that the Court of Petty Sessions, with the sanction of the Governor of Bombay in Council, shall at all times have power and authority to require any ground within the Islands of Bombay or Colaba to be given up for the purpose of widening or altering any existing public road, street, or other thoroughfare, or drain, or for making any new public road, street, or other thoroughfare, or drain.

XVI. And it is further enacted, that wherever ground required to be given up under any of the preceding Clauses, or any building thereon, shall be or be of the nature of private property, or when being ground of the Hon'ble Company any substantial improvement shall have been made in the value thereof, the Surveyor to the Court of Petty Sessions shall cause an estimate to be made of such private interest, or of any such improvement, and the amount of such estimate, if duly sanctioned by the Hon'ble the Governor in Council, or such other sum as that authority shall sanction, shall be offered by the said Surveyor to the owner or other person in possession of the said ground or building, and if such offer be accepted the amount thereof shall be paid to such owner or other person whose receipt for the same shall be a sufficient release and discharge to the said Court of Petty Sessions, and thereupon the said Court of Petty Sessions shall become and be the legal owners of the said ground, or building, for the purposes of this Act, and all and every person or persons interested in the premises shall be thenceforth to all intents and purposes divested of all right, title, and interest of, in, or to the same, provided always that nothing herein contained or hereby authorized shall have the effect of deciding that the person to whom any money

shall be paid as aforesaid is in law or equity the owner of any part of such money, and in case any conflicting claims shall be set up thereto before the same shall have been paid over, such sum shall be then dealt with in the manner provided in Section XXI hereinafter contained.

XVII. And it is further enacted, that where such offer shall be made as aforesaid, and the person or persons to whom the same, shall be made shall refuse to accept the same, as being less than the value of the said property or interests, then and in such case the Court of Petty Sessions shall cause the value of the property or interests for which compensation is to be given to be ascertained by a Jury of twelve indifferent men resident on the Island, to be Summoned by the Sheriff in manner hereinafter mentioned, and the said Court of Petty Sessions is hereby empowered to call before the said Jury by a written notice for that purpose to be given, and to examine upon oath, all persons who shall be thought necessary and capable of giving evidence concerning the premises, and the said Court shall cause the said Jury to view the property in question, and shall use all other lawful means as well for their own as for the said Jury's information on the premises, and after the said Jury shall have so settled the value of the said property, or interest, such valuation so made shall be final and conclusive to all intents and purposes against all persons, and the amount thereof shall be paid as hereinafter mentioned.

XVIII. And it is hereby enacted, that for summoning and returning a Jury under the last preceding Clause the said Court of Petty Sessions shall have authority from time to time to issue their warrant to the said Sheriff of the Town of Bombay, thereby requiring him to summon and return an indifferent Jury of twenty-four persons resident on the Island of Bombay, to be selected from the Petit Jury list for the time being, to appear before the said Court of Petty Sessions at such time and place as in the said warrant shall be appointed, of which time and place all parties interested shall have ten days notice in writing to be given to the said parties personally or left at their usual place of abode; and the said Sheriff is hereby required to summon and return such twenty-four persons accordingly, and out of the persons so summoned and returned, or out of such of them as shall appear, the said Court shall cause to be sworn twelve, who shall be the Jury for the purpose aforesaid, and all persons concerned shall have their lawful challenges against any of the said Jurymen when they come to be sworn, and the said Court acting in the premises shall have power to impose any reasonable forfeiture, not more than 200 Rupees, upon any person who shall be summoned and returned on such Jury and shall not appear, or who shall refuse to be sworn on such Jury, or in any manner wilfully neglect his duty there in contrary to the meaning of this Act, and also upon any persons who, having been duly summoned to give evidence touching any matter in question, shall refuse to appear, or appearing shall refuse to be examined or give evidence, which said forfeiture shall be and is hereby made payable to the Court of Petty Sessions for and on account of the County fund.

XIX. And it is hereby enacted, that the said Sheriff shall be allowed for every warrant to his Bailiff for summoning every Jury ten rupees and no more, and for every return of a Jury four Rupees and no more, and for attending the Court of Petty Sessions on the impannelling every Jury fifteen Rupees and no more, and such fees and other expenses of and attending the assembling the said Jury shall be borne and paid by the Court of Petty Sessions out of the County fund, if the valuation fixed by the said Jury shall exceed the original offer made under Section XVI of this Act, and by the other party if such valuation shall be equal to or less than the said offer, and in all cases where the said Court of Petty Sessions shall be entitled to receive any costs or expenses under this Clause the said Court shall be empowered to levy and raise the same in the same manner as if the same were a fine or other penalty.

XX. And it is further enacted, that in all cases where money shall be paid to any person or persons as a compensation under this Act, the same shall be paid out of the County fund, and shall be subject to the same use or uses, and the same charges, liens, or incumbrances in all respects as the interests or property for which such compensation shall be paid were subject to at the time of the payment therefore.

XXI. And it is further enacted, that in every case wherein conflicting claims are set up to any property or interest which the Court of Petty

Sessions may require for carrying into execution the purposes of this Act, and for which under the provisions thereof any compensation shall be payable, such compensation shall be paid into the hands of the Accountant General of the Supreme Court of Bombay, for the use and benefit of such persons as shall appear entitled thereto by any decree or judgment of the said Supreme Court, and the receipt of the said Accountant General shall be a sufficient discharge to the Court of Petty Sessions, who shall from the date thereof become and be the legal owners of the said ground or building for which such money shall be so paid.

XXII. And it is hereby enacted, that the Surveyor to the said Court of Petty Sessions shall cause notice in writing to be given to the owner or occupier of any building or land within the Islands aforesaid from which any gallery, balcony, roof, weather frame, spout, gutter or other thing shall in future be made, which shall overhang or jut into or in any way project or encroach upon any public road, street, or other thoroughfare, that he do take down, remove, alter, or regulate the same in such manner as not to incommode the public. And in case such owner or occupier shall refuse or neglect so to do for the space of fifteen days next after such notice shall have been given to him, the person or persons disobeying such notice shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 Rupees. And the said Surveyor shall have power to cause the nuisance to be taken down and removed, and to sell and dispose of the materials thereof in like manner as is hereinafter directed concerning the taking down of ruinous buildings; provided always that nothing herein contained shall prevent the person or persons to whom such notice shall be given appealing therefrom to the said Court of Petty Sessions, which Court shall have power to quash, alter, or confirm the same, and to punish any frivolous appeal with double costs. Provided also that tiled roofs or weather frames of at least twelve feet high above the surface of any public road, street, or other thoroughfare, may be projected to the extent of two feet above the same.

XXIII. And it is hereby provided, that it shall be lawful to the Surveyor to the Court of Petty Sessions, with the approbation of the said Court, to give permission in writing to the owner or occupiers of buildings in public thoroughfares twenty-five feet in width and upwards, within the Islands aforesaid, to project tiled roofs or weather frames from the upper stories of their Houses to the extent of three feet beyond their foundation, or over any public road, street, or other thoroughfare, and to the occupiers of buildings in exposed situations facing between the South and West in Streets of the above width to make such projection to the extent of five feet.

XXIV. And it is further enacted, that where any scaffolding shall be used in or near any public road, street, or other thoroughfare, in building, repairing, or altering any house, or building, within the Islands aforesaid, it shall be lawful for the Surveyor to the said Court of Petty Sessions, if he shall think fit so to do, to give notice in writing to the owner or occupier of such house, or building, or other person directing the work, to cause such scaffolding to be masked or covered on the outside thereof so as to prevent anything falling therefrom to the injury of persons passing below, and if the owner, occupier or other person as aforesaid shall neglect to obey such notice within a reasonable time after receiving the same, such offender shall be punishable on conviction before the Court of Petty Sessions by fine not exceeding 500 Rupees.

XXV. And it is further enacted, that the tiles of roofs within the said Islands shall be properly secured, so as to prevent their falling to the injury of passengers on any public road, street, or other thoroughfare, and the owner or occupier of any house the tiles of which are not so secured shall, if he neglect to secure the same within one week after having received notice so to do from the said Surveyor to the Court of Petty Sessions, be punishable on conviction before the said Court by fine not exceeding 500 Rupees.

XXVI. And it is hereby enacted, that it shall be lawful for the Surveyor to the Court of Petty Sessions to give notice in writing to the owner or occupier of any house, or building, within the Islands aforesaid, from which water may fall on any public road, or ground, to put up such gutters or channels for catching and conveying the water elsewhere as may be necessary, and on non-compliance with such notice within

one week from the time of receiving the same, the offender shall be punishable before the said Court of Petty Sessions by fine not exceeding 500 Rupees.

XXVII. And it is hereby enacted, that when any building or any part thereof at or near any public road, street, or other thoroughfare in any part of the said Islands, is in a ruinous condition, it shall be lawful for the said Surveyor to the Court of Petty Sessions to cause a sufficient boarding or protection to be put up for the safety of all passengers, and the said Surveyor shall cause notice in writing to be given to the occupier if any, and if not cause a notice to be affixed to the door or other exposed part of such building, to repair or pull down the same within fourteen days from the date of such notice, and if such occupier or the owner do not begin to repair or take down the same within such term of fourteen days and complete the same as soon as the case will admit, it shall be lawful for the Surveyor to the Court of Petty Sessions to cause such building, or so much thereof as may be ruinous, to be taken down and removed in such manner as shall be requisite, and to sell and dispose of the materials thereof, and by and out of the monies arising by the sale thereof to reimburse himself and all persons by him employed for the purpose all the charges of putting up such boarding, and of taking down and removing such building, and of selling the said materials as aforesaid, and the surplus of such monies if any shall be paid to the owner of such house or building upon personal demand thereof made by such owner, and if no such demand be made, then to the Court of Petty Sessions for the benefit of the person or persons entitled thereto, and if no demand shall be made to the said Court for the money so paid in before the expiration of twelve Calendar months from the receipt thereof by the said Court, the same shall be added to and become part of the County Fund.

XXVIII. And it is hereby enacted, that whenever the money produced by any sale to be made by the Surveyor to the Court of Petty Sessions under this Act shall be deficient to cover the expenses of the said Surveyor, and the persons employed by him, then the said Court of Petty Sessions shall pay such deficiency to the said Surveyor out of the County Fund, and shall have power to levy and raise the same by distress and sale of the goods and chattels of the offender in the same manner in all respects as fines and penalties are levied by the said Court.

XXIX. And it is hereby enacted, that in case any part of the land constituting the public streets, or roads, or other thoroughfares of the said Islands beyond the limits of the Town of Bombay, shall become useless and unnecessary for the purpose of a public highway, it shall be lawful for the Governor of Bombay in Council to direct the Collector of Land Revenue of Bombay to take possession thereof for the use of the Honorable Company, and the Collector of Land Revenue shall take possession thereof accordingly.

XXX. And it is hereby enacted, that every Head Builder, Master Carpenter, Master Mason, or Labourer who shall in erecting, re-building or repairing, altering or adding to any building in Bombay or Colaba knowingly offend against the provisions of this Act, shall be punishable on conviction before the said Court of Petty Sessions by fine not exceeding 500 Rupees.

XXXI. And it is hereby enacted, that the amount of all fines and penalties and costs in the nature of fines and penalty that may be incurred and payable under this Act shall be levied by warrant under the hands and seals of two or more of the Magistrates in Petty Sessions, and when received shall be added to and form part of the County Fund, and if on such distress property belonging to such offenders sufficient to make good the penalty be not found, such offender shall be committed by the said Court to the house of correction, with or without hard labour at the discretion of the said Court, for any time not exceeding three months, unless the said penalty be sooner paid.

XXXII. And it is hereby enacted, that where any distress shall be made for any sum or sums of money to be recovered by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the party making the same be deemed a Trespasser, on account of any defect of Form in any Proceedings relating thereto, nor shall the party be deemed a Trespasser *ab initio* on account of any irregularity afterwards done by the party making such distress, but the person or persons aggrieved by such irregularity may recover for the special damage only by action on the case, and not by any other action whatever.

XXXIII. And it is hereby enacted, that no Plaintiff shall recover in any action for any such irregularity or other proceedings, if tender of sufficient amends be made

by or on the behalf of the party or parties who committed or caused to be committed any such irregularity or wrongful proceeding before such action be brought; and in case no such tender shall have been made, it shall and may be lawful for the Defendant or Defendants in any such action, by the leave of the Court where such action shall depend, at any time before issue joined, to pay into Court such sum of money as he or they shall see fit, whereupon such proceedings or order and judgment shall be had, made, or given in and by such Court as in other actions when the Defendant is allowed to pay money into Court.

XXXIV. And it is hereby enacted, that no action or suit shall be commenced against any person or persons for any thing done in pursuance of this Act until twenty-one days after notice in writing of an intention to bring such action or suit has been given to the person or persons against whom such action or suit shall be brought, nor after the expiration of three Calendar months next after the fact committed, and the Defendant or Defendants in every such action or suit may plead the General Issue, and give this Act and any special matter in evidence at the trial, and that the matter or thing for which such action or suit is brought was done in pursuance and by the authority of this Act, and if the said matter or thing appear to have been so done, or if it shall appear that such action or suit was brought before the expiration of twenty-one days after such notice was given as aforesaid, or that sufficient satisfaction was made or tendered before such action was brought, or if any such action or suit be not commenced within the time herein for that purpose limited, then the Court, in every such action or suit shall find for the Defendant therein, and if a verdict be found for the Defendant, or if the Plaintiff or Plaintiffs in any such action or suit become non-suited, or discontinue, or suffer a discontinuance of any such action or suit, or if in any such action or suit judgment be given for the Defendant therein on demurrer or by default or otherwise, then and in any of the cases aforesaid the Defendant shall have judgment to recover treble costs of suit, and shall have such remedy for recovering the same as any Defendant or Defendants may have by law for costs in other cases.

J. P. GRANT,
Offy. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 16TH DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 16th December 1839, with the assent of the Right Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No. XXIX of 1839.

An Act for the Amendment of the Law relating to Dower.

I. Whereas it is expedient to extend the Amendments in the English Law of Dower contained in the Statute 3d and 4th William IV Chapter CV to the Territories of the East India Company in cases which, but for the passing of this Act, would be governed by the English Law of Dower as it existed previously to the passing of the aforesaid Statute:

It is hereby enacted, that the words and expressions hereinafter mentioned, which in their ordinary signification have a more confined or a different meaning, shall in this Act, except where the nature of the provision or the context of the Act shall exclude such construction, be interpreted as follows; that is to say, the word "Land" shall extend to Messuages, and all other Hereditaments, whether Corporeal or Incorporeal (except such as are not liable to Dower), and to any share thereof, and every word importing the singular number only shall extend and be applied to several persons or things as well as one person or thing.

II. And it is hereby further enacted, that when a Husband shall die, beneficially entitled to any Land for an interest which shall not entitle his Widow to Dower out of the same at Law, and such interest, whether wholly equitable, or partly legal and partly equitable, shall be an Estate of inheritance in possession, or equal to an Estate of inheritance in possession, (other than an Estate in joint-tenancy,) then his Widow shall be entitled in Equity to Dower out of the same Land.

veyed or transferred at Law or in Equity; and every word importing the singular number only, shall extend and be applied to several persons or things as well as one person or thing, and every word importing the masculine gender only, shall extend and be applied to a female as well as a male.

Descent shall always be traced from the Purchaser, but the last owner shall be considered to be the Purchaser, unless the contrary be proved.

II. And it is hereby further enacted, that in every case descent shall be traced from the Purchaser, and to the intent, that the pedigree may never be carried further back than the circumstances of the case and the nature of the title shall require, the person last entitled to the Land shall, for the purposes of this Act, be considered to have been the Purchaser thereof unless it shall be proved that he inherited the same, in which case the person from whom he inherited the same shall be considered to have been the Purchaser, unless it shall be proved that he inherited the same, and in like manner the last person from whom the Land shall be proved to have been inherited shall in every case be considered to have been the Purchaser unless it shall be proved that he inherited the same.

Heir entitled under a Will, shall take as Devisee, and a limitation to the Grantor or his Heirs shall create an Estate by Purchase.

III. And it is hereby further enacted, that when any Land shall have been devised by any Testator who shall die after the First day of July one thousand eight hundred and forty, to the Heir or to the person who shall be the Heir of such Testator, such Heir shall be considered to have acquired the Land as a Devisee and not by descent; and when any Land shall have been limited by any assurance executed after the said First day of July one thousand eight hundred and forty, to the Person or the Heirs of the Person who shall thereby have conveyed the same Land, such Person shall be considered to have acquired the same as a Purchaser by virtue of such assurance, and shall not be considered to be entitled thereto as his former Estate or part thereof.

Where Heirs take by Purchase under Limitations to the Heirs of their Ancestors, the Land shall descend as if the Ancestor had been the Purchaser.

IV. And it is hereby further enacted, that when any person shall have acquired any Land by Purchase under a limitation to the Heirs or to the Heirs of the Body of any of his Ancestors, contained in an assurance executed after the said First day of July one thousand eight hundred and forty, or under a limitation to the Heir or to the Heirs of the body of any of his Ancestors, or under any limitation having the same effect, contained in a Will of any Testator who shall depart this life after the said First day of July one thousand eight hundred and forty, then and in any of such cases such Land shall descend, and the descent thereof shall be traced as if the Ancestor named in such limitation had been the Purchaser of such Land.

Brothers, &c. shall trace descent through their Parent.

V. And it is hereby further enacted, that no brother or sister shall be considered to inherit immediately from his or her brother or sister, but every descent from a brother or sister shall be traced through the Parent.

Lineal Ancestor may be Heir in preference to Collateral Persons claiming through him.

VI. And it is hereby further enacted, that every lineal Ancestor shall be capable of being Heir to any of his issue, and in every case where there shall be no issue of the purchaser, his nearest lineal Ancestor shall be his Heir in preference to any person who would have been entitled to inherit, either by tracing his descent through such lineal Ancestor, or in consequence of there being no descendant of such lineal Ancestor, so that the father shall be preferred to a brother or sister, and a more remote lineal Ancestor to any of his issue, other than a nearer lineal Ancestor or his issue.

The Male Line to be preferred.

VII. And it is hereby further enacted and declared, that none of the Maternal Ancestors of the person from whom the descent is to be traced, nor any of their descendants shall be capable of inheriting until all his

Paternal Ancestors and their descendants shall have failed; and also that no female Paternal Ancestor of such person, nor any of her descendants, shall be capable of inheriting until all his male Paternal Ancestors and their descendants shall have failed; and that no female Maternal Ancestor of such person, or any of her descendants, shall be capable of inheriting until all his male Maternal Ancestors and their descendants shall have failed.

The Mother of more remote male Ancestor to be preferred to the Mother of the less remote male Ancestor.

VIII. And it is hereby further enacted and declared, that where there shall be a failure of male Paternal Ancestors of the person from whom the descent is to be traced, and their descendants, the mother of his more remote male Paternal Ancestors, or her descendants, shall be the Heir or Heirs of such person, in preference to the mother of a less remote male Paternal Ancestor, or her descendants; and where there shall be a failure of male Maternal Ancestors of such person, and their descendants, the mother of his more remote male Maternal Ancestor, and her descendants, shall be the Heir or Heirs of such person in preference to the mother of a less remote male Maternal Ancestor, and her descendants.

Half blood, if on the part of a male Ancestor, to inherit after the whole blood of the same degree, if on the part of a female Ancestor after her.

IX. And it is hereby further enacted, that any person related to the person from whom the descent is to be traced by the half blood shall be capable of being his Heir, and the place in which any such relation by the half blood shall stand in the order of inheritance, so as to be entitled to inherit, shall be next after any relation in the same degree of the whole blood, and his issue, where the common ancestor shall be a male, and next after the common Ancestor where such common Ancestor shall be a female, so that the brother of the half blood on the part of the father shall inherit next after the sisters of the whole blood on the part of the father and their issue, and the brother of the half blood on the part of the mother shall inherit next after the mother.

After the death of a person attainted, his descendants may inherit.

X. And it is hereby further enacted, that when the person from whom the descent of any Land is to be traced shall have had any relation, who, having been attainted, shall have died before such descent shall have taken place, then such attainer shall not prevent any person from inheriting such Land who would have been capable of inheriting the same by tracing his descent through such relation if he had not been attainted, unless such Land shall have escheated in consequence of such attainer before the First day of July one thousand eight hundred and forty.

Act not to extend to any descent before 1st July 1840.

XI. And it is hereby further enacted, that this Act shall not extend to any descent which shall take place on the death of any person who shall die before the said First day of July one thousand eight hundred and forty.

Limitations made before the 1st July 1840, to the Heirs of a person then living, shall take effect as if the Act had not been made.

XII. And it is hereby further enacted, that where any assurance executed before the said First day of July one thousand eight hundred and forty, or the Will of any person who shall die before that time, shall contain any limitation or gift to the Heir or Heirs of any person under which the person or persons answering the description of Heir shall be entitled to an Estate by purchase, then the person or persons who would have answered such description of Heir if this Act had not been made shall become entitled by virtue of such limitation or gift, whether the person named as ancestor shall or shall not be living at the time aforesaid.

XIII. And it is hereby provided, that this Act shall not be construed to affect inheritances of Land, which are not subject to the English Law of Inheritance, or to extend or alter the jurisdiction of any of Her Majesty's Courts of Justice.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 23D DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 23d December 1839, with the assent of the Right Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No. XXXI. of 1839.

An Act for remedying certain defects in the Statute 9th George IV Ch. 74, relating to the Coin.

I. Whereas it is expedient to remedy certain defects in the Statute 9th George IV Ch. 74, of which the inconvenience is particularly experienced relating to injuries to the Coin :

It is hereby enacted, that if any person shall fraudulently clip, file, drill, deface, or debase any current gold or silver Coin issued from any Mint of the East India Company, or usually received as money in any part of the territories under the Government of the East India Company, with intent to make the Coin so clipped, filed, drilled, defaced, or debased pass for the current gold or silver Coin so issued, or usually received as money as aforesaid, every such offender shall be guilty of felony, and shall be liable, on conviction, at the discretion of the Court, to be transported to such place as the Court shall direct for life or any term of years, or to be imprisoned for any term not exceeding four years.

II. And it is hereby provided, that it shall not be lawful for any Court, under the authority of this Act, to order the transportation of any person being a native of the East Indies, and not born of European parents, to the Eastern Coast of New South Wales, or any of the Islands adjacent thereto.

III. And it is hereby enacted, that this Act shall extend to all persons and over all places over whom or which the criminal jurisdiction of any of Her Majesty's Courts of Justice within the territories under the Government of the East India Company extends, but not further, or otherwise.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 23D DECEMBER, 1839.

The following Draft of a proposed Act was read in Council for the first time on the 23d December 1839.

Act No. — of 1839.

An Act for regulating the execution of sentences of imprisonment passed by Courts Martial.

I. Whereas doubts have arisen whether by the regulations of all the Presidencies sufficient provision is made for all the cases in which sentences of imprisonment by Courts Martial are to be executed :—

It is hereby declared and enacted that whenever any sentence of a Court Martial shall adjudge imprisonment, or imprisonment with labor for any offence, it is and shall be the duty of every Judge, Magistrate, or other Officer in charge of any Gaol to give effect to such sentence on the offender being delivered into his custody, and on being furnished with a copy of the sentence by the Officer commanding the division, Garrison, Regiment or Detachment by whose orders the offender is tried.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 4th day of February next.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 16TH DECEMBER, 1839.

The following Draft of a proposed Act was read in Council for the first time on the 16th December 1839.

Act No. — of 1839.

An Act for the Presidency of Bombay, amending the law concerning Prisoners sentenced to labor or solitude.

I. It is hereby enacted, in modification of Clause 2, Section XLV Regulation XIII of 1827, of the Bombay Code, that no Prisoner confined in any part of the Provinces under the Presidency of Bombay shall be forced to labor in any manner or be confined solitarily, unless such labor or solitary confinement be expressly directed by the sentence of the Court under whose warrant he is confined ; and no Prisoner shall be forced to labor or be confined solitarily otherwise than according to his sentence.

II. And it is hereby enacted, in modification of Clause 1, Section VII Regulation XIV of 1829, of the Bombay Code, that wherever under the Laws in force under that Presidency a Prisoner may be sentenced to imprisonment with labor, it shall be lawful for the Court pronouncing such sentence to direct that solitary confinement be combined with the punishment of imprisonment with labor.

Ordered that the Draft now read be published for general information.

Ordered that the said Draft be reconsidered at the first Meeting of the Legislative Council of India after the 16th day of March 1840.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

FORT WILLIAM,
FINANCIAL DEPARTMENT,
THE 27TH NOVEMBER, 1839.

Notice is hereby given, that the Board of Customs, Salt and Opium, have been authorized to make advances of Cash to Merchants on Bills of Exchange secured by consignments of Goods at the reduced rate of 2s. 1d. per Company's Rupee, until further orders. In all other respects the Terms and Conditions of these advances are to be the same as advertised under dates the 2d May and 19th November 1838.

By Order of the Hon'ble the President in Council,
H. T. PRINSEP,
Secy. to the Govt. of India.

No. 121.
FORT WILLIAM,
GENERAL DEPARTMENT,
THE 18TH DECEMBER, 1839.

The Honorable the Deputy Governor of Bengal is pleased to grant to Mr C. W. Fagan, from the 25th instant, one month's leave of absence in extension of the leave granted to him by the Right Honorable the Governor General for the North Western Provinces, on the 12th October last.

H. T. PRINSEP,
Secy. to Govt. of Bengal.

No. 154.
FORT WILLIAM,
GENERAL DEPARTMENT,
THE 18TH DECEMBER, 1839.

The leave of absence granted to Mr. George Alexander on the 30th October last, for six weeks, is extended from the 15th instant to the 1st proximo, or until the sailing of the " *Futtag Saloom*," in which Vessel he has taken his passage.

THE 19TH DECEMBER.

The Honorable the President in Council is pleased to transfer the Services of Mr. D. Robertson, of the Civil Service, to the North Western Provinces, from the 1st of February next.

H. T. PRINSEP,
Secy. to Govt. of India.

No.
FORT WILLIAM,
GENERAL DEPARTMENT,
THE 16TH DECEMBER, 1839.

The Honorable the Deputy Governor of Bengal has satisfaction in publishing for general information, the following correspondence regarding the conditions and privileges under which Officers of the Indian Army or Navy in common with Officers of Her Majesty's Service, are

permitted to settle in Her Majesty's Colonies of New South Wales, that of South Australia excepted.

By Order of the Hon'ble the Deputy Governor of Bengal,

H. T. PRINSEP,
Secy to the Govt. of Bengal.

JAMES MELVILL, Esq.,
East India House.

Sir,—I am directed by the Marquis of Normanby to transmit to you, for the information of the Chairman and Court of Directors of the East India Company, the Copy of a Despatch No. 48, 11th March, 1839, from the Governor of New South Wales requesting to be informed whether a Remission in the purchase of Land in that Colony extends to Officers of the Company's late Maritime Service; and I am to request that you will state to the Court of Directors that H. M. Government in acceding to the application of the Court for granting this indulgence to Officers of the "Indian Navy" intended it to apply only to that portion of the Navy which might be considered as analogous to the Royal Navy, and which would appear to be more properly designated as the "Bombay Marine."

Lord Normanby therefore, proposes to convey instructions to this effect to the Governor for New South Wales.

With reference to the question proposed in the 3d Paragraph of the Governor's Dispatch, the Court of Directors will perceive by the 5th Section of the accompanying Regulations that Officers of the Army or Navy, who have quitted the Service for the express purpose of settling in the Colonies, are required to furnish the Governor with a Certificate to that effect within a specified time.

This Rule must of course apply to the Company's Officers.

I am, etc.,
(Sd) JAS STEPHENS.

Downing Street, 23d August, 1839.

No. 48.
COPY.
EXECUTIVE.
GOVERNMENT HOUSE,
SIDNEY, 11th MARCH, 1839.

The Right Hon'ble LORD GLENELG, &c. &c.

My Lord,—With reference to your Lordship's Despatch of the 29th March 1837, No. 282, which grants to Officers of the East India Company's Maritime Service, the same advantages in the acquisition of Land in the Australian Colonies, as are allowed to Officers of the Royal Navy, I beg leave to report to your Lordship, that the following questions have occurred in this Colony in settling the claims of Officers under these Regulations, and to request your Lordship's decision thereon.

1st. Whether it be the intention of Her Majesty's Government to confine these advantages to the small body of East India Officers, who belong to what is called the Bombay Marine, and who are supposed to be engaged in services analogous to those of the Royal Navy, or to extend them to the whole body of Officers, lately engaged in the East India Company's Commercial Service afloat.

2ndly. In the latter case the way in which the relative ranks of Officers are to be settled, and whether an Officer who may have obtained the rank of Commander of an Indiaman is to date his services from the time of his first embarkation or from that of his being rated either as a Mate or as a Commander.

3rdly. Whether Officers are required to make their applications within any limited period, from the time of their quitting the Service as is the case with Military Officers in the Queen's Service, who are required, not only to shew that they left the Army for the purpose of becoming settlers, but also to arrive in the Colony within a year from the time of their having parted with their Commissions.

The case on which these questions have arisen is that of Captain Edward Lambert Adams' claims to rank as a Lieutenant Colonel from the time at which he was sworn in to the Command of a Vessel, namely the 2d October 1822, but who first went to Sea on the 27th March 1815.

I should observe that Captain Adams has been allowed, subject however to your Lordship's approval,

a remission of £250, being that of a Field Officer of more than 20 but less than 25 years' Service.

I enclose Copies of the documents on which the claim of 23d June, 1838. Captain Adams has been admitted.
19th January, 1839.

Other claims of the same nature or from Officers of the same Service will, in all probability, be shortly received, and it is on this account that I am desirous of being honored with your Lordship's Commands.

I have, &c.
(Sd) GEORGE GIPPS.
Copy,
H. T. PRINSEP, Secy.

East India House, 23d June, 1838.

Gentlemen,—In reply to your letter of the 8th instant, requesting a Certificate of the Service of Captain Adams, late a Commander in the Company's Maritime Service, I am commanded by the Court of Directors to state that Captain Edward Lambert Adams was first employed in the Maritime Service of the East India Company as Midshipman on the 27th March 1815, that he performed seven voyages in that service in various grades and succeeded to the rank of Commander in the Season 1822, having been sworn as Commander of the "Kella Castle" on the 2d of October in that year: Captain Adams was granted a pension on the 5th October 1836, as compensation for loss of employment under the East India Company, in common with other Commanders, in accordance with the provisions of Act 3 and 4 William IV. Cap. 85 Sec 7.

I am, &c.
(Signed) JAMES C MELVILL.
Messrs. GLEDSTANLS, KERR & Co.,

NEW SOUTH WALES.
To Wit.

Edward Lambert Adams, late Commander in the Honorable East India Company's Maritime Service, appeared before me, one of Her Majesty's Justices of the Peace for the Colony of New South Wales, and maketh Oath and soith that his comparative rank in India as a Commander with Officers of Her Majesty's Forces on that station is that of Lieutenant-Colonel from the date he was sworn in.

(Signed) E. L. ADAMS.
Sworn before me at Sydney, New South Wales, this 19th day of January 1839,

(Signed) A. B. SPARK,
J. P.
Copy,
H. T. PRINSEP, Secy.

Information for the use of Military and Naval Officers proposing to settle in the Australian Colonies.

1. Military and Naval Officers cannot receive free grants of land; but, in buying Crown land, they will be allowed a remission of the purchase money, according to the undermentioned scale:—

Field Officers of 25 years' service and upwards, in the whole.....	£300
Field Officers of 20 years' service and less than 25, in the whole.....	250
Field Officers of less than 20 years' service, in the whole.....	200
Captains of 20 years' service and upwards, in the whole.....	200
Captains of less than 20 years' service, in the whole.....	150
Subalterns of 20 years' service and upwards, in the whole.....	150
Subalterns of less than 20 years' service in the whole.....	100

Regimental Staff Officers and Medical Officers of the Army and Navy will be deemed to come within the benefit of this Rule, and also Retired Officers of the East India Company's Service, both Naval and Military, on producing a Certificate of their rank and length of service signed by competent Authorities.

2. Officers of the Army or Navy, who propose to proceed to the Colonies in order to take advantage of this indulgence, should provide themselves with certificates from the office of the General Commanding in Chief, or of the Master-General and Board of Ordnance, or of the Lords Commissioners of the Admiralty, shewing that their emigration has been sanctioned, and stating exactly their rank and length of service. No document from the office of the Secretary of State is necessary.

3. Officers on half-pay, residing in the Colony where they propose to settle, may be admitted to the privileges of Military and Naval Settlers, without referring to this country for testimonials, provided they can satisfy the Governor that there is no objection to their being allowed the indulgence, and that their return of their rank and length of service is accurate, and provided, if they belong to the Navy, that they produce their letter of leave of absence from the Admiralty.

4. Military Chaplains, Commissariat Officers and Officers of any of the Civil Departments connected with the Army, cannot be allowed any privileges in the acquisition of Crown land. Purser, Chaplains, Midshipmen Warrant Officers of every description, and Officers of any of the Civil Departments connected with the Navy, must also be considered as not qualified for those privileges, although members of these classes may have been admitted formerly, and under a different state of circumstances.

5. Gentlemen who have ceased to belong to Her Majesty's Service cannot be allowed the advantages to which they were entitled while in the Army or Navy. It is not, however, proposed to affect by this rule Officers who desire to quit the Service for the express purpose of settling in the Colonies. It is only required, that when they resign their commissions, they should apply for a certificate from the General Commanding in Chief or from the Master-General of the Ordnance, or from the Lords Commissioners of the Admiralty, that they do so with the view of emigrating, and such certificate, if produced to the Governor of any Colony, within one year from its date, but not otherwise, will be a sufficient warrant for allowing the bearer the same advantages as Officers still in Her Majesty's Service.

6. Medical Officers of the Army who have commuted their Half Pay, will be entitled to the same advantages in the purchase of Land as Subaltern Officers who have sold their Commissions for the purpose of Emigrating.

7. Officers cannot be allowed advantages in the acquisition of land in any Colony unless it be their intention to fix their residence in that Colony. In order to insure the observance of this rule, the Titles to lands obtained by Officers who take advantage of the Regulations existing in their favour will be withheld for two years from the date of Sale.

Note. These Regulations are not applicable to the Colony of South Australia.

Downing Street, 1st August, 1838.

Information respecting the Sale of Crown Lands in the Australian Colonies.

1. Crown Lands in New South Wales, Van Diemen's Land, and Western Australia, are disposed of only by sale at Public Auction in the Colonies, at an upset price fixed by the Government.

2. A deposit of £10 per cent. on the whole value of the purchase must be paid down at the time of the sale, and the remainder must be paid within one calendar month from the day of sale, previous to which the purchaser will not be put in possession of the land, and in case of payment not being made within the prescribed period the sale will be considered void, and the deposit forfeited. On payment of the money, a grant will be made in fee simple to the purchaser at the nominal quit rent of a peppercorn.

3. The land will generally be put up to sale in lots of one square mile or 640 acres.

4. Further details relating to the sale of the Crown Lands in the Australian Colonies, must be procured at the Office of the Surveyor General in each respective Province.

5. There are no Crown Lands in South Australia. Information respecting the sale of Lands in that Province, may be procured at the Office of the Colonization Commissioners, No. 6, Adelphi Terrace.

Downing Street, 1st August, 1838.

FORT WILLIAM, LEGISLATIVE DEPARTMENT,

THE 23D DECEMBER, 1839.

The Hon'ble the Court of Directors having been pleased to recommend the appointment of Mr Harry Borradaile, of the Bombay Civil Service, to be a Member of the Indian Law Commission. The Hon'ble the President of the Council of India in Council has this day been pleased to appoint that Gentleman to be a Member of the said Commission.

J. P. GRANT,
Offg. Secy. to the Govt. of India

No. 16.

ORDERS BY THE RIGHT HON'BLE THE GOVERNOR GENERAL.

POLITICAL DEPARTMENT,
NORTH WESTERN PROVINCES,
CAMP BHURTPORE, 12TH DECEMBER, 1839.
Captain W. A. Ludlow, 12th N. I., and Second in Command of the 1st Regiment of Infantry Oudh

Auxiliary Force, is appointed to the Command of the Nerbudda Sebundy Corps, vice Major M. Nicolson resigned.

T. H. MADDOCK,
Offg. Secy to Govt N. W. P.
with the Govr. Genl.

ORDERS BY THE RIGHT HON'BLE THE GOVERNOR GENERAL OF INDIA.

POLITICAL DEPARTMENT,
CAMP AT BHURTPORE,
THE 12TH DECEMBER, 1839.

Major C. M. Wade took charge of the Loodhiana Political Agency from Mr. G. R. Clerk on the 23d instant.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,
Secretary to Govt of India,
with the Govr. Genl.

ORDERS BY THE RIGHT HONORABLE THE GOVERNOR GENERAL OF INDIA.

POLITICAL DEPARTMENT,
CAMP AT BHURTPORE,
THE 12TH DECEMBER, 1839.

Mr. M. P. Edgeworth, Officiating Assistant Political Agent at Loodhiana, made over charge of the Treasury and Civil duties of his Office to Lieutenant J. D. Cunningham on the 7th instant.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,
Secretary to Govt. of India,
with the Govr. Genl.

No. 3024.

NOTIFICATION
CAMP BHURTPORE,
GENERAL DEPARTMENT,
THE 13TH DECEMBER, 1839.

Mr. J. P. Gubbins, of the Civil Service, reported his arrival at Calcutta from Furlough, on the 12th November last.

Mr. H. Pidcock, of the Civil Service, reported his arrival at Bombay from Furlough, on the 23d November last.

J. DAVIDSON,
Offg. Secy to the Govr. Genl. N. W. P.

No. 3052

ORDERS BY THE RIGHT HON'BLE THE GOVERNOR GENERAL FOR THE NORTH WESTERN PROVINCES.

CAMP BHURTPORE,
GENERAL DEPARTMENT,
THE 13TH DECEMBER, 1839.

ECCLESIASTICAL
APPOINTMENTS.

The Reverend H. Pratt to be Chaplain at Nusseeraabad.

The Reverend M. J. Jennings to be Chaplain at Kurnaul.

The Reverend R. Eteson to be Chaplain at Cawnpoor.

The Reverend Mr. Jennings has been desired to join his station, on the expiration of his leave of absence, and the Reverend Mr. Eteson to proceed to Cawnpoor, on being relieved at Kurnaul by Mr. Jennings.

GENERAL.

Mr. J. M. Brander, M. D., Assistant Surgeon of the 57th Regt. N. I., has been appointed Civil Assistant Surgeon of Gorukpoor, vice Mr. Assistant Surgeon J. Steel, resigned.

JUDICIAL.

Mr. C. F. Thompson, Officiating Civil and Sessions Judge of Jounpoor, has obtained leave of absence, on Medical Certificate, for one month. Mr. Thompson has been authorized to make over charge of the current duties of the Civil Court, to the Principal Sudder

Ameen, who will conduct those duties during the period of Mr. Thompson's absence.

REVENUE.

APPOINTMENTS.

Mohammud Hussun Khan to be a Deputy Collector in Zillah Hissar, under the provisions of Regulation IX. of 1833.

Mr. J. G. Bachman to be a Deputy Collector in Zillah Mirzapoor, under the provisions of Regulation X. of 1833.

J. DAVIDSON,

Offg. Secy. to the Govr. Genl. N. W. P.

GENERAL ORDERS BY THE RIGHT HON'BLE THE GOVERNOR GENERAL.

CAMP DEEG, 10TH DECEMBER, 1839.

Assistant Surgeon Wm. Lewis Macgregor, M. D., was appointed in the General Department, North Western Provinces, to be Post Master at Muttra, from the 21st ultimo.

Captain William Maule Ramsay, of the 62d Regiment Native Infantry, and Assistant in the Thuggee Department, obtained in the Political Department, leave of absence on Medical Certificate, for one month, from the 25th instant, preparatory to applying for permission to proceed to Sea, for the benefit of his health.

Brevet Captain John Howard Wakefield, of the 17th Regiment Native Infantry, lately employed in the Survey of the Lands lying along the course of the Cuggur River, is placed at the disposal of the Commander of the Forces.

J. STUART, Lt.-Col.,

Secy. to the Govt. of India, Mily. Dept with the Govr. Genl.

GENERAL ORDERS BY THE HON'BLE THE PRESIDENT IN COUNCIL.

FORT WILLIAM. 23d December, 1839.

No. 220 of 1839.—The Hon'ble the President in Council is pleased to make the following Promotions: Regiment of Artillery.

2d Lieutenant Gravenor Kirby to be 1st Lieutenant, from the 13th of December 1839, vice 1st Lieutenant Charles Boulton deceased.

11th Regiment N. I.

Lieutenant and Brevet Captain Charles Henry Thomas, to be Captain of a Company,..... James McLean, Ensign Colin Charles Robertson, to be Lieutenant,..... Invalid Establishment.

Mr. Nathaniel Robert Sneyd is admitted to the Service, in conformity with his appointment by the Hon'ble the Court of Directors as a Cadet of Infantry on this Establishment, and promoted to the rank of Ensign, leaving the date of his Commission for future adjustment. Date of arrival at Fort William, 20th December 1839.

Lieutenant Thomas Caldecott Walker, of the 26th Regiment Native Infantry, has returned to his duty on this Establishment, without prejudice to his rank, by permission of the Hon'ble the Court of Directors. Date of arrival at Bombay, 29th October 1839.

The undermentioned Officers are permitted to proceed to Europe on Furlough:

Lieutenant Colonel James William Robor-deau, of the Invalid Establishment,..... 1st Lieutenant John Rawdon Oldfield, of the Corps of Engineers, embarking from Bombay, ... Captain Charles Norgate, of the 18th Regiment Native Infantry, ... Lieutenant James Masson, of the 57th Regiment Native Infantry, ... Surgeon Alexander Kyd Lindesay, attached to the Civil Station of Benares, ... On account of private aff. in.

Ensign Alexander Deacon Caulfield, of the 62d Regiment Native Infantry, ... On Medical Certificate.

Lieutenant Colonel C. P. King, 4th Regiment Light Cavalry, having been declared incapable of performing the active duties of his profession, is, at

his own request, transferred to the Invalid Establishment.

Lieutenant Colonel Philip Brewer, of the 69th Regiment Native Infantry, is permitted to retire from the Service of the East India Company; after the 4th proximo, from the date of the sailing of the Ship on which he may embark for Europe, on the Pension of a Colonel, in conformity with the regulations of the 29th December 1837.

The unexpired portion of the leave of absence granted to Major H. C. M. Cox, of the 58th Regiment Native Infantry, in General Orders No. 130, of the 3d September 1838, on Medical Certificate, is cancelled at the request of that Officer, from the 21st instant.

WM. CUBITT, Major,

Offg. Secy. to the Govt. of India, Mily. Dept.

NOTIFICATION.

The Right Hon'ble the Governor General N. W. P., having been pleased to authorize the adoption by the Sudder Board of Revenue N. W. P., of the Rules in force in the Presidency of Bengal, for licensing and controlling Distilleries constructed and worked after the European process, with such variations only as are requisite to suit the change of Jurisdiction, and extend from four to eight Calendar months the term of the Bond for the exportation of the produce by Sea,—NOTICE is hereby given that those Rules so modified, shall be held to have effect in these Provinces from the 4th day of October last.

AND it is hereby further notified that parties desirous of applying for License to construct and work Distilleries on the European method within any District of these Provinces, may obtain a transcript of the said Rules on application to the Collector of Revenue.

By Order of the Sudder Board of Revenue, N. W. P.,

H. M. ELLIOT, Secretary.

Abkarree Department, Sudder Board of Revenue, N. W. P., Allahabad, 13th December 1839.

It is hereby notified that, unless marked for particular Ships, all Letters received at the General Post Office between Monday the 16th December and Sunday the 22d December, both dates inclusive, were despatched by the undermentioned Vessels which sailed from Calcutta on dates specified:

Letters received on dates from and to.	By what Ships despatched.	Bound to.	Remarks.
16th and 17th December,	Plantagenet,	Cape of Good Hope and London.	Left town on the 18th instant.
18th to 20th Ditto,	Seringapatam,	Ditto.	Ditto 21st ditto.
21st and 22d Ditto,	Patriot Queen,	Liverpool,	Will sail in a day or two.
16th to 20th Ditto,	Calmet,	China,	Left town on the 21st instant.
17th to 21st Ditto,	Margaret,	Rangoon and Moulmein,	Ditto ditto.
16th to 22d Ditto,	Paragon,	Mauritius,	Will sail in a day or two.
16th to 18th Ditto,	Washington,	Boston,	Left town on the 18th instant.

WM. MOORE, Deputy Post Master.

Calcutta, General Post Office, the 24th December, 1839.

STEAM NOTICE.

THE Government of Bombay having appointed the 25th of the ensuing month of January for the despatch of the next Steamer thence to Suez—Notice is hereby given, that the latest safe date for the transmission of Letters hence, which may be intended for that opportunity, will be the 10th Proximo.

By Order of the Hon'ble the President in Council,
H. C. OLDFIELD, *Offg. Post Master General.*
Fort William, *Genl. Post Office,* }
the 20th December, 1839.

STEAM NOTICE.



The SOORMA, in tow of the JUMNA, Steam Vessel, for Allahabad, will leave Calcutta on the 2nd January, and will probably leave Allahabad on the 1st February on her return to Calcutta.

By Order of the Marine Board,
(Signed) J. H. JOHNSTON,
Controller of Govt. Steam Vessels.
Steam Department, the 23rd December, 1839.

NOTICE.—The Public are hereby informed, under orders of Government, dated 29th January, 1839, that excavations, surrounded with fences, and having lights at night, are in progress in the undermentioned Thoroughfares in the Town of Calcutta.

Lower South Division.

Wellesley Street: an Aqueduct to be built along the East side from Park Street to South Colinga Street.

Park Street from the junction of Chowringhee Road to Carnac Street to be fenced, while the Road is under repair.

The Road crossing the Plain from Chowringhee Road, facing Kyd Street to Old Driving Course.—North East corner to be fenced for the purpose of removing Lamp Pillar, &c.

Park Street at the junction of Middleton Row, the cross bridge requiring material repairs, and is fenced.

Lower North Division.

Moorgyhatta Street: an Aqueduct to be built on the North side and a Tunnel on the South side of the Street, with several Cross Drains between Portuguese Church Street and Chitpore Road.

N.B. The public are recommended not to frequent this street in wheeled carriages, during the progress of the work.

Petty Court Jail Street, a wooden box cross Bridge to be laid down.

Colootollah New Road, at the junction of Petty Court Jail Street, the Arch of the Tunnel to be reconstructed.

Lower North and Upper North Divisions.

Chitpore Road: West side: from Moorgyhattah Street to opposite Dwarkeynoth Tagore's Lane—Aqueduct to be built.

R. J. ROSE,
Offg. Supt. Conservancy.

NOTIFICATION.

WITH reference to the Rules published in the Notifications issued from this Office, under date the 11th June and 23d July 1839, in regard to the licensing of Rum Distilleries worked after the European method, and which Rules will come into operation on and after the 1st January 1840, it is hereby notified that the Board of Customs, Salt and Opium have been empowered by his Honor the Deputy Governor of Bengal, to require, as a condition of the license, that the parties establishing a Distillery shall pay the expence of the Officer or Officers, who may be employed on the part of Government, at such Distillery, the payment to be secured in a manner satisfactory to the Board of Customs, Salt and Opium, and a failure therein to render the license forfeitable at the discretion of the Board.

By Order of the Board of Customs, Salt and Opium, the 14th December. 1839.

W. B. YOUNG, *Secretary.*

NOTICE is hereby given, that the undermentioned Packages now lying on the Custom House Premises, will be sold at Public Outcry after one Month from the date of this advertisement, unless previously claimed.

By Order of the Board of Customs, dated 5th December, 1839.

Packages.	Marks and Numbers.	From what Ship Landed.
13 Pieces Sandle Wood,	.....	Caledonia.
1 Case, ...	S. Somerville,	Herminia.
1 Ditto, ...	PR indiamond,	Cecilia.
1 Parcel, ...	H. Dawson,...	Seringapatam.
1 Box, ...	Mr. Scudds,...	Grecian
1 Basket Stick Lac, ...	.....	Elizabeth.
1 Box, ...	D & M P A M }.....	Allalevie.
2 Cases and 1 Bale, ...	Y S, Sindiamond, } W B, 140, } 141, 153, ... }	Blorange.
6 Cases, ...	Potter, ...	Scotia
1 Packages Cutch, ...	.....	Margaret.
1 Ditto, ...	Major Tweedie, S J T J C }	Thos. Grenville
1 Case, ...	CS 38 }	Ditto.
1 Box Toys, .....	.....	Fyzel Currim.

R. WALKER,
Collector of Govt. Customs.

Calcutta, Custom House, }
The 19th December, 1839. }

BENGAL BONDED WAREHOUSE ASSOCIATION.—The Proprietors are requested to pay into the Union Bank, on or before the 15th day of January next, an eighth instalment of 10 per cent., or Co.'s Rs. 50 per Share, required to complete the present Building and the purchase of the Ground.

By Order of the Directors,

W. LIMOND, *Secy.*

Calcutta, Nov. 30, 1839.

CIVIL SERVICE ANNUITY FUND.

NOTICE is hereby given, that the Annual General Meeting of the Subscribers to the Civil Service Annuity Fund will be held at the Town Hall, at One o'Clock P. M. on Wednesday, the 1st of January next, for the purpose of auditing the Accounts of the past year, for the election of Five Managers of the Fund for the year 1840, and for the consideration of any other questions that may arise or be referred to the Meeting.

J. P. GRANT,
Secretary.

C. S. A. F. O., }
the 18th November, 1839. }

BENGAL MILITARY FUND.

IN conformity to the 26th and 27th Article of the Regulations, a General Meeting of the Subscribers of the Military Fund will be held at the House of Mr. Martindell, the Secretary, No. 7, Elysium Row, on Friday, the 24th January next, at 10 o'Clock in the morning, for the election of Directors for the ensuing year, and for the inspection and approval of Accounts of the Fund, and of the Proceedings of the Directors for the past year.

J. W. J. OUSELEY, *President.*

Calcutta, Military Fund Office, }
the 25th November, 1839. }

FIRST LOTTERY of 1840, for the Improvement of the City of Calcutta.

Third Day's Drawing ; Monday, Decr. 23, 1839.

PRIZES.

No. 3145 Prize of 5,000 Co.'s Rupees.
No. 4170 Prize of 1,000 Co.'s Rupees.
Nos. 3306 1673 and 921 Prizes of 500 Co.'s Rupees each.
Nos. 13 2105 3736 4356 2381 2968 1207 738 508
1385 3704 4375 706 2196 1829 240 3511 3819 2665
4472 3262 440 747 3446 3872 538 249 2964 and
1142 Prizes of 110 Co.'s Rupees each.

Tickets entitled to be renewed for the last 2 days on paying 50 Rs. each before the 6th of February next.

715 4526 4392 1425 3924 2423 4399 1819 252 4132
2039 4054 2817 13 197 1215 3317 2142 3754 691
3624 1438 3509 3547 2105 4039 126 3975 180 4602
3736 4706 4676 702 3050 2342 148 783 4356 3600
384 1392 4141 1441 3862 3724 3776 3048 2776 2151
625 2381 2968 4267 2789 4057 2800 4291 1157 4516
4235 1568 398 2992 4058 1044 2179 2353 4122 550
682 3728 1928 2377 3828 2463 2197 1600 1207 4270
3870 4240 1059 3391 1783 4401 2138 408 2551 2066
738 1014 4259 4333 699 380 3165 1002 3127 331
508 2580 4017 3723 574 3875 3993 2736 258 3606
3,29 953 656 3311 1294 552 2542 4405 67 1385
2910 4234 4412 4086 1683

BLANKS.

3857 2592 737 1454 2644 3040 2896 4726 2312 501
3886 4541 4528 4530 1817 3061 367 4605 4622 4371
2616 3392 3669 3984 3719 3003 1492 2430 2828 4617
2157 116 3281 471 2534 1575 2928 1095 686 4347
1290 1717 666 1533 1884 3084 101 2863 2571 731
827 2225 2310 393 3207 3092 2097 3919 3931 956
4281 3534 2786 1598 3693 690 640 1388 3030 859
4171 112 1774 3170 87 1946 3159 237 2605 2715
3345 4028 2247 3507 4608 4293 1670 3129 3656 2089
3588 2687 42 3437 1118 2891 900 1535 755 3516
1975 2727 1863 2962 3250 3502 239 4693 3184 2907
106 205 1574 1403 4615 3850 4502 2740 3043 4531
1055 4123 2934 480 3891 952 1185 2913 3921 4593
172 15 4331 237 1620 3029 223 4478 4285 1200
2851 495 3512 4565 1111 1224 1346 4162 1581 657
8 959 4352 2814 1597 762 2075 4246 2076 1870
298 33 4257 311 100 2319 3079 4689 1128 3228
1883 1359 3062 2891 2639 1186 2650 1234 3464 3783
3521 199 4145 3625 3205 378 2934 992 4025 4016
1780 277 2757 3404 3359 3621 2648 1122 1912 2230
1602 267 2960 217 1250 908 2378 1851 432 2328
4076 3185 3367 1495 724 3073 3334 2038 535 3966
2763 2231 3753 3377 955 2610 1084 2148 2127 857
2202 1037 2166 3477 1987 4459 2283 370 2383 3632
1301 3906 3811 4131 2478 2905 2683 3177 1997 2349
3803 2057 4364 2146 3360 1452 232 4208 2167 318
1344 268 3964 1264 3188 3342 58 3116 3251 2358
3194 2988 394 789 2497 725 837 1312 2878 4185
3630 1886 3269 3570 3609 1860 372 4694 3891 602
2935 2706 424 4721 472 1874 4309 4120 4001 3793
1212 4032 3522 2301 3368 4595 1149 465 3815 3120
2026 14 2466 2331 306 3490 1917 4037 3619 3922
4503 161 1101 229 2743 1384 606 3482 3278 2742
4055 4510 4712 1969 668 3320 4213 2227 1919 2343
4661 488 4022 4178 366 1203 2676 4231 412 856
1468 437 996 3138 707 141 1974 4011 4366 2176
749 18 3037 2180 2879 3759 3631 836 4014 4236
961 1446 1119 442 2868 3259 3804 716 2183 470
1608 28 1072 649 1394 260 3543 2729 386 1567
279 1357 4645 3024 2359 4220 1505 1926 721 2815
703 3523 608 1973 2611 4383 2442 1842 346 1455
1894 2464 4574 3293 2633 2956 1100 2634 2691 3831
1080 392 3428 3325 1154 4404 3294 173 3006 2730
1461 816 3319 3513 2819 947 4707 373 2321 1056
1168 874 1700 4215 4091 2257 4929 3376 2707 1286
187

J. F. HYDE,

Secy. to the Lottery Committee.

CALCUTTA, DECEMBER 23, 1839.

The Fourth Day's Drawing will take place on Monday next, the 30th day of December, precisely at ½ past 9 in the Forenoon.

Tickets at 110 Rupees each.

Sree Muttu Khettermoney Dossee, Complainant,
vs.

Nubkissen Mitter and others, Defendants;

AND

Nubkissen Mitter and another, Complainants,
vs.

Hurloll Mitter and others, Defendants;

AND

Rogomoney Dossee, Complainant,
vs.

Nubkissen Mitter and others, Defendants.

and of Khettermoney Dossee and of Rogomoney Dossee, and of the said Khettermoney Dossee as Widow and Representative of Kistnocaunt Mitter deceased, and of the said Rogomoney Dossee as Widow and Representative of Gopeemohun Mitter deceased, and also the Creditors of Nubkissen Mitter and Issenchunder Sircar as pretended Executors of Kistnocaunt Mitter deceased, are hereby required to come before William Patrick Grant, Esquire, the Master of the said Court, on or before the 7th day of January next, and prove and establish their respective debts, otherwise they will be excluded from the benefit of the said Decree.

W. P. GRANT, Master.

Calcutta, Supreme Court, Master's Office, 9th October, 1839.

NATHL. HUDSON, Solicitor for Sreemuttu Khettermoney Dossee.

Names of Mehals to be sold, and of the Pergh. in which they are situated, and No. of the Lot in the Collector's Sale Advertisement.	Recorded Proprietors.	Amount Sudder Jumma	Arrears, including Interest for the Kist of October 1839	REMARKS.	
				This Mehali is under Bat-	ditto.
No. 22, Pergunah Hoseain-shahi, and Joar Hosein-pore, ...	Edmund Kent Hume, Esq., and others, ...	45437 14 6	3823 7 1	warah.	
No. 30, Do. Mymensing, Hissa 4 Annas, ...	Sambhochunder Chowdry and others, ...	29653 15 8	1533 8 8		
No. 31, Do. Do. Hissa 4 Annas, ...	Tarinikanth Lahoree, &c., ...	32445 9 11	2876 15 11		
No. 32, Do. Do. Hissa 4 Annas, ...	Narainee Dibbea and others, ...	32443 3 4	2456 5 10		
No. 61, Do. Fookhera. Entire Estate, ...	Rani Bloobun Moi Dibbea and others, ...	75245 6 0	5386 15 5		

These Lands produce Paddy, Sugar Cane, Indigo, &c. &c.

F. SKIPWITH, Collector.

Mymensing Collector's Office, the 10th December, 1839.



The Calcutta Gazette.

Published by Authority.

It is requested that Government Notifications for the Calcutta Gazette, of any length, may be sent to the Press before Noon of Friday, and those of a few lines only before 5 P. M. of that day.

SATURDAY, DECEMBER 28, 1839.

FORT WILLIAM,
GENERAL DEPARTMENT, 28TH JUNE, 1832.
All Public Officers of Government sending Advertisements to the Calcutta Gazette for Publication, are hereby directed to make them as short as possible, and to specify always how many times the Advertisement shall be repeated.
By Order of the Hon'ble the Vice President in Council,
H. T. PRINSEP, Secy. to the Govt.

FORT WILLIAM,
FINANCIAL DEPARTMENT,
THE 19TH NOVEMBER, 1838.
The following revised Terms and Conditions for making Advances in India and China upon Goods and Merchandise consigned to the East India Company are published for general information, also the following paragraphs 5 and 6 of the despatch of the Hon'ble Court of Directors, dated 17th August, prescribing the same for future observance:

TERMS AND CONDITIONS
FOR
MAKING ADVANCES IN INDIA AND CHINA,
UPON
The Goods and Merchandise of Individuals intended for Consignment to England, re-payable to the Court of Directors of the East India Company
1st.—The parties to whom Advances may be made shall agree that the respective Consignments be delivered into such Warehouses as the Court of Directors may approve and that they be subject to the control of the Court of Directors until the lien of the Company upon the Consignment shall have been satisfied.
2d.—Upon each Consignment, the value of which is to be ascertained by the Officers of the Indian Government, or Authorized Agents of the East India Company, an Advance not exceeding three-fifths of such ascertained value will be made.
The rate of Exchange to be determined from time to time at the place where the Advance is made under the Court's orders.
s. d.
Per Company's Rupee for Advances made at Bengal.
Ditto Ditto Madras.
Ditto Ditto Bombay.
Per Spanish Dollar Ditto China.

4th.—The Parties will be required to place in the hands of the Board of Customs, Salt and Opium, Bills of Lading of the Consignment and Policies of Insurance effected thereon, both in triplicate. The Bills of Lading must be drawn

deliverable to the East India Company, or endorsed to the order of the East India Company. The Policies of Insurance must be effected in the name and on behalf of the East India Company, as the Parties interested, or endorsed to their order; but persons desirous of effecting the necessary Insurance in this Country, and of depositing the Policies in the Company's Treasury, will be allowed to do so.
5th.—In case of default being made either in acceptance, or payment of the Bills, the Court of Directors to be authorized, in such manner and at such times as they may see fit to sell the Goods, for the purpose so re-paying the Company the amount of the Advances made thereon, including Freight and any other charges or expenses which the Company may have incurred on account of the Consignment together with interest, should any have accrued; the Company, on the other hand, allowing discount, where any part of the proceeds shall be realized before the Bills fall due, and the settlement of either surplus or deficiency shall be made with the Consignor; and if in India or China by the Government or Agents from whom he received the Advance, at the rate of exchange at which the Company may at the time be drawing Bills upon such Government or Agents.
6th.—An Agent in England shall be appointed for each Consignment, to whom the Court of Directors shall be empowered to make over the Goods, subject to all the conditions agreed upon with the Company, on payment of the Bills, and with whom they shall be authorized to transact generally all business relating to such Goods. The Consignor shall be at liberty to make provision, in case of the Party upon whom the Bill is drawn, (being also the Agent) having failed to accept the Bill, for the substitution of another Agent.
7th.—After the arrival of the Goods in England and when they shall have been placed in such deposit as may have been agreed upon, the Agent may be put into possession of them before the Bills become due, upon the amount of such Bills (less discount) being paid, together with the Freight and any other charges and expenses which the Company have paid or may be subject to on account of the Goods.
8th.—The rate of Discount to be allowed by the Company shall be the same as that charged by the Bank of England; and in cases where interest shall have accrued, such interest shall be computed at the rate or rates per cent. at which the Company have allowed Discount during the period for which such interest is chargeable.
9th.—Parties or their Agents will be required to insure the Goods from fire, and deposit the Policies with the East India Company; such Insurance to take effect from the date of the termination of the Sea risk. Should however the Parties or their Agents fail to effect such Insurance, the East India Company shall be at liberty to insure the Goods, the expense of which shall be reimbursed to them previously to their making over the Goods to those Parties or their Agents.
10th.—Parties receiving Advances, to address in each instance a Letter in quadruplicate to the Court of Di-

rectors, according to a form which will be furnished by the Officers of Government (or authorized Agents of the East India Company), signifying their assent to all the foregoing conditions, but more particularly for the purpose of expressly authorizing the sale of the Goods by the Company (without either notice to or concurrence of any person whomsoever) at any period after default shall be made either in acceptance or payments of the Bills; also authorizing, in such cases, the re-paying to the Company the Advances made, either principal or interest, together with any other charges or expenses which the Company may have incurred in respect of the Goods, and appointing the Agent in England for each transaction.

Extract of a Despatch from the Hon'ble the Court of Directors in the Financial Department, dated the 17th August, No. 13 of 1838.

5.—In future we desire that you will restrict your Advances to the great staple Articles of Indian Produce, Cotton, Silk, Sugar, Coffee, Indigo, Salt Peter and Piece Goods—and further that no Advance be made upon any Consignment the ascertained value of which shall be less than 5,000 Rupees.

6.—Several Packages of Tobacco upon which you have made Advances have been seized by the Officers of Customs, in consequence of their having been imported in illegal Packages.—Extracts from the Acts 3 and 4, Will. 4, Cap. 52, Sec. 58, and 6th and 7th Will. 4, Cap. 60, Sec. 4, relating to the Article of Tobacco, are transmitted in the Packet.

Published by Order of the Hon'ble the President of the Council of India in Council,

H. T. PRINSEP,
Secy. to the Govt. of India.

FORT WILLIAM,
FINANCIAL DEPARTMENT,
THE 27TH NOVEMBER, 1839.

Notice is hereby given, that the Board of Customs, Salt and Opium, have been authorized to make advances of Cash to Merchants on Bills of Exchange secured by consignments of Goods at the reduced rate of 2s. 1d. per Company's Rupee, until further orders. In all other respects the Terms and Conditions of these advances are to be the same as advertised under dates the 2d May and 19th November 1838.

By Order of the Hon'ble the President in Council,
H. T. PRINSEP,
Secy. to the Govt. of India.

FORT WILLIAM, POLITICAL DEPARTMENT,
18TH DECEMBER, 1839.

Mr. Henry Inglis, Assistant to the Political Agent in the Cossyah Hills, has obtained leave of absence for six weeks, commencing from the 5th instant, for the purpose of visiting the Plains and the Presidency, on urgent private affairs.

H. T. PRINSEP,
Secy. to the Govt. of India.

No. 124.
FORT WILLIAM,
ECCLESIASTICAL DEPARTMENT,
THE 18TH DECEMBER, 1839.

The Honorable the Deputy Governor of Bengal has been pleased to permit the Reverend Henry Fisher, Senior Presidency Chaplain, to proceed to the Moossoorie Hills, on Medical Certificate, for a period of one year.

The Reverend H. Fisher, Junior, is permitted to officiate at the Cathedral during the absence of the Senior Presidency Chaplain.

H. T. PRINSEP,
Secy. to the Govt. of Bengal.

No. 125.
ORDERS OF THE HONORABLE THE DEPUTY GOVERNOR OF BENGAL.

FORT WILLIAM,
GENERAL DEPARTMENT,
THE 26TH DECEMBER, 1839.

The Honorable the Deputy Governor of Bengal has been pleased, with reference to the leave granted

to Mr. A. C. Heyland by the Right Honorable the Governor General for the North Western Provinces, under date the 7th ultimo, and under the Medical Certificate submitted by him, to permit him to proceed to the Cape of Good Hope, and to be absent on that account for a period of 18 months.

Mr. William St. Quintin, of the Civil Service, reported his arrival at Pooree (within the limits of the Bengal Presidency) from England on the 18th instant.

Messrs. R. P. Nisbet and J. H. Crawford, of the Civil Service, embarked for England on board the Ship Plantagenet, which Vessel was left by the Pilot at Sea on the 20th instant. Mr. Crawford however reported his departure on the 19th, from which date his Furlough will commence.

Mr. W. P. Goad, of the Civil Service, embarked for England on board the Ship "Seringapatam," which Vessel was left by the Pilot at Sea on the 23d instant.

SEPARATE DEPARTMENT.

The Honorable the Deputy Governor of Bengal is pleased to make the following Appointments:

Mr. T. P. Marten to act for Mr. H. S. Lane, as Opium Agent at Benares.

Mr. A. C. Birwell to officiate for Mr. T. P. Marten, as Salt Agent at Tumlook.

H. T. PRINSEP,
Secy. to Govt. of Bengal.

No. 155.
FORT WILLIAM,
GENERAL DEPARTMENT,
THE 26TH DECEMBER, 1839.

The Honorable the President in Council, in concurrence with the Right Hon'ble the Governor General for the North Western Provinces, is pleased to re-attach Mr. H. Piddock to the North Western Provinces.

H. T. PRINSEP,
Secy. to the Govt. of India.

FORT WILLIAM,
LEGISLATIVE DEPARTMENT,
THE 23D DECEMBER, 1839.

The following Act is passed by the Hon'ble the President of the Council of India in Council on the 23d December 1839, with the assent of the Right Hon'ble the Governor General of India which has been read and recorded.

Ordered that the Act be promulgated for general information.

Act No. XXXI of 1839.

An Act for remedying certain defects in the Statute 9th George IV Ch. 74, relating to the Coin.

I. Whereas it is expedient to remedy certain defects in the Statute 9th George IV Ch. 74, of which the inconvenience is particularly experienced relating to injuries to the Coin:

It is hereby enacted, that if any person shall fraudulently clip, file, drill, deface, or debase any current gold or silver Coin issued from any Mint of the East India Company, or usually received as money in any part of the territories under the Government of the East India Company, with intent to make the Coin so clipped, filed, drilled, defaced, or debased pass for the current gold or silver Coin so issued, or usually received as money as aforesaid, every such offender shall be guilty of felony, and shall be liable, on conviction, at the discretion of the Court, to be transported to such place as the Court shall direct for life or any term of years, or to be imprisoned for any term not exceeding four years.

II. And it is hereby provided, that it shall not be lawful for any Court, under the authority of this Act, to order the transportation of any person being a native of the East Indies, and not born of European parents, to the Eastern Coast of New South Wales, or any of the Islands adjacent thereto.

III. And it is hereby enacted, that this Act shall extend to all persons and over all places over whom or which the criminal jurisdiction of any of Her Majesty's Courts of Justice within the territories under the Government of the East India Company extends, but not further, or otherwise.

J. P. GRANT,
Offg. Secy. to the Govt. of India.

**FORT WILLIAM,
LEGISLATIVE DEPARTMENT,**

THE 23D DECEMBER, 1839.

The following Draft of a proposed Act was read in Council for the first time on the 23d December 1839.

Act No. — of 1839.

An Act for regulating the execution of sentences of imprisonment passed by Courts Martial.

I. Whereas doubts have arisen whether by the regulations of all the Presidencies sufficient provision is made for all the cases in which sentences of imprisonment by Courts Martial are to be executed :—

It is hereby declared and enacted that whenever any sentence of a Court Martial shall adjudge imprisonment, or imprisonment with labor for any offence, it is and shall be the duty of every Judge, Magistrate, or other Officer in charge of any Gaol to give effect to such sentence on the offender being delivered into his custody, and on being furnished with a copy of the sentence by the Officer commanding the division, Garrison, Regiment or Detachment by whose orders the offender is tried.

Ordered, that the Draft now read be published for general information.

Ordered, that the said Draft be re-considered at the first Meeting of the Legislative Council of India after the 4th day of February next.

J. P. GRANT,

Offg. Secy. to the Govt. of India.

(No. 2018.)

**ORDERS BY THE HON'BLE THE DEPUTY GOVERNOR
OF BENGAL.**

JUDICIAL AND REVENUE DEPARTMENT,

THE 12TH DECEMBER, 1839.

Mirza Sheer Alli and Syed Imdad Alli are appointed Deputy Collectors under Regulation IX. of 1833 the former at Tirhoot, the latter at Bhagul-pore.

THE 10TH DECEMBER, 1839.

Mr. H. Alexander, Special Deputy Collector of Hooghly, is allowed leave of absence for seven days, from the 9th instant, on private affairs.

Mr. G. A. C. Plowden, Magistrate and Collector of Sylhet, is permitted to be absent from his Station for one month, from the 17th instant, on private affairs.

Mr. H. F. James, Magistrate and Collector of Bhagulpore, is allowed leave of absence for one month, from the 20th proximo, preparatory to Furlough.

Mr. F. A. E. Dalrymple, Assistant in the 19th or Cuttack Division is allowed leave of absence for ten days, to enable him to join his Station.

THE 24TH DECEMBER, 1839.

Mr. A. Forbes, Officiating Collector of Midnapore, is allowed leave of absence for one month, on Medical Certificate. Mr. R. P. Harrison will conduct the duties of the Collectorate until further orders.

FRED. JAS. HALLIDAY,

Secy. to the Govt. of Bengal.

**ORDERS BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL OF INDIA.**

GENERAL DEPARTMENT,

CAMP BHURTPORE,

THE 12TH DECEMBER, 1839.

Mr. T. H. Maddock, Officiating Secretary to the Government of India, with the Governor General, is appointed Secretary to the Government of India in the Secret and Political, and in the Legislative, Judicial and Revenue Departments, and Secretary to the Government of Bengal in the Secret and Political Department, in succession to Mr. W. M. Macnaghten, Envoy and Minister at the Court of Shah Soojah-ool-Moolk.

By order of the Right Hon'ble the Governor General,

T. H. MADDOCK,

*Secretary to the Govt. of India,
with the Govr. General.*

**ORDERS BY THE RIGHT-HONORABLE THE GOVERNOR
GENERAL OF INDIA.**

POLITICAL DEPARTMENT,

CAMP AT MEERAKOOR,

THE 16TH DECEMBER, 1839.

Ensign F. F. C. Hayes, of the 62d Regiment Native Infantry, is appointed to officiate as an Assistant to the General Superintendent of the operations for the suppression of Thuggee, vice Ramsay.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,

*Secretary to the Govt. of India,
with the Govr. Genl.*

**ORDERS BY THE RIGHT HON'BLE THE GOVERNOR
GENERAL OF INDIA.**

POLITICAL DEPARTMENT,

CAMP AT AGRA,

THE 19TH DECEMBER, 1839.

Captain J. Mackenzie, of the 8th Regiment Light Cavalry, to take charge of the 1st Regiment of Cavalry Oude Auxiliary Force, until further orders.

Lieutenant W. C. Hollings, of the 47th Regiment Native Infantry, to be Assistant to the General Superintendent of the operations for the suppression of Thuggee.

By Order of the Right Hon'ble the Governor General of India,

T. H. MADDOCK,

*Secretary to the Govt. of India,
with the Govr. Genl.*

**GENERAL ORDERS BY THE RIGHT HON'BLE THE
GOVERNOR GENERAL.**

CAMP BINDRABUN, 6TH DECEMBER, 1839.

The Right Hon'ble the Governor General directs the publication of the following Order for the formation of the new European Regiment

The Regiment is to be formed into Ten Companies; it is to be armed, and (with exception to the facings, which are to be white) clothed, precisely the same as the present European Regiment; and the Establishment is also to be in all respects similar to that of the old Corps.

The European Corps are in future to be numbered the 1st and 2d Bengal European Regiments.

10 Serjeants	Drafts, to the extent
10 Corporals for Serjeants.	noted in the margin, will
10 Acting Corporals for	be furnished from the 1st
Corporals.	European Regiment to
10 Privates.	aid in supplying efficient
42 Privates.	Non-Commissioned Offi-
	cers for the 2d Corps.

The Head Quarters of the 2d Bengal European Regiment will be established at Agra.

J. STUART, Lt.-Col.,

*Secy. to the Govt. of India, Mil. Dept.
with the Right Hon'ble the Govr. Genl.*

**GENERAL ORDERS BY THE RIGHT HON'BLE THE
GOVERNOR GENERAL.**

CAMP BHURTPORE, 13TH DECEMBER, 1839.

Captain W. A. Ludlow, of the 12th Regiment Native Infantry, and Second in Command of the 1st Regiment of Infantry, Oude Auxiliary Force, was appointed in the Political Department, under date the 12th instant, to the Command of the Nerhudda Sebundy Corps, vice Major M. Nicolson resigned.

Captain Ludlow is directed to take charge of the Jubbulpore Division of Public Works as a temporary arrangement, during the absence on leave of Lieutenant Gilmore, the Executive Officer, or until further Orders.

Lieutenant Colonel Orlando Stubbs, of the 53d Regiment Native Infantry, Commanding Scindiah's reformed Contingent, obtained in the Political Department, under date the 9th instant, leave of absence, two years, to proceed to the Cape of Good Hope, Medical Certificate.

Native Doctor Sheo Shah Sing, attached to the Jail at Cawnpore, is placed at the disposal of the Commander of the Force.

The Head Quarters of the 2d Bengal European Regiment are to be established at Hazareebaugh, instead of at Agra, as stated in General Orders of the 6th Instant.

J. STUART, Lieut - Col.,
Secy. to the Govt of India Mily. Dept.
with the Rt Hon'ble the Com. Genl.

NOTIFICATION.

The Right Hon'ble the Governor General N W P, having been pleased to authorize the adoption by the Sudder Board of Revenue N W P, of the Rules in force in the Presidency of Bengal, for licensing and controlling Distilleries constructed and worked after the European process, with such variations only as are requisite to suit the change of Jurisdiction, and extend from four to eight Calendar months the term of the Bond for the exportation of the produce by Sea,—Notice is hereby given that those Rules so modified, shall be held to have effect in these Provinces from the 4th day of October last.

And it is hereby further notified, that parties desirous of applying for License to construct and work Distilleries on the European method within any District of these Provinces, may obtain a transcript of the said Rules on application to the Collector of Revenue.

By Order of the Sudder Board of Revenue, N W P,

H. M. ELLIOT, Secretary.
Abkarnie Department,
Sudder Board of Revenue, N W P, }
Allahabad, 13th December 1839

Packets for the reception of Letters by the following Ships are open at this Office.

Name of Vessel.	Agents.	Intended Departure.	To what Port.	Touching at.	Remarks.
Steamer,	.....	From Bombay 25th Jan 1840, latest date for Letters from Calcutta 10th Ditto, ...	Overland Letters via Suez.		
Wanderer,	J. Crooke,	28th December, ..	Liverpool.		
Patriot Queen,	Leach, Kettlewell and Co, ..	Ditto, ...	Ditto.		
Emily,	Turner, Stopford and Co ..	Ditto, ...	Ditto.		
Ripley,	Gillanders, Arbuthnot and Co.	29th Ditto, ..	Bordeaux.		
Petite Nancy,	Carr, Tagore and Co, ..	1st January 1840.	Hobart Town & Sydney		
London,	Gunter and Co, ..	31 Ditto, ...	Rorleaux.		
Emont,	Ferguson, Brothers and Co, ..	4th Ditto, ...	London		
Belguerie,	Livingston, Syers and Co, ..	5th Ditto, ...			
Dauntless,	.....				

WM. MOORE, Deputy Post Master.
Calcutta, General Post Office, the 27th December, 1839.

STEAM NOTICE.

THE Government of Bombay having appointed the 25th of the ensuing month of January for the despatch of the next Steamer thence to Suez—Notice is hereby given that the latest safe date for the transmission of Letter hence, which may be intended for that opportunity, will be the 10th Proximo.

By Order of the Hon'ble the President in Council,

H. C. OLDFIELD, Offg. Post Master General.
Fort William, Genl. Post Office, }
the 20th December, 1839.

CUSTOMS.

List of Packages lying unclaimed at this Office.

- 1 Case, Marked F R in diamond, per C. cha.
- 1 Parcel, H Dawson, Ship Sulmany, per Serin-gapatam.
- 1 Box, Mr Scudds, at Hunter's Livery Stables, per Grecian.
- 1 Ditto, S Somerville, per Hermiona.
- 5 Cases, Marked C and A, per Moura.
- T G
- 1 Ditto, Marked S J C S per Thos. Grenville.
- 38,
- 1 Package, Major Tweedie per Ditto
- 1 Box, Wm Spokes, 1st European Regt. 4th Com-pany, per Roberts.
- 1 Case, Marked G R in diamond 7, per Larkins.
- D & M
- 1 Box, Marked A M per Allalevie.
- Y S,
- 1 Bale and 2 Cases Marked S in diamond W B, 153, 140, 141, per Blorange
- 1 Parcel, J Webster, per Blakely.
- 1 Case, Lt W J King per Owen Glendower
- 1 Parcel, R. Laidlay, one of R Watson, per Ditto.
- 1 Case, Marked G B 1, per Lady Clifford.
- 1 Parcel, Major Mountain, 26th Regt, per Mada-gascar
- 1 Ditto, Messrs Mackenzie, Lyall and Co, per Ditto.
- 1 Tin Case, John McCallum, care of Chapman, Esq, per Royal William
- 1 Case, Marked L in diamond, E M Gordon, care of C. W Smith, per Duke of Lancaster.
- 2 Cases, Marked I D 2, 3, per Falcon.
- 1 Parcel, A H Sim, per Maidstone
- 1 Ditto, J Hawkins, care of Major Henderson, per Ditto
- 1 Case, J Ryan, ship Osage, per Columbo.
- 1 Ditto, A Schoefft, per Ditto
- 1 Ditto, Lt Coll Eckford, 6th Regt N L, per Inez
- 1 Ditto, Lt W. Shelton, per Duke of Bedford.
- 1 Ditto, Thos Wethered, care of Macleod, Fagan, per Ditto.
- 1 Ditto, Mrs. Muston, care of Capt. J. H. John-stone, per Maidstone
- 1 Ditto, Miss Sealy, per Earl of Hardwick
- 1 Ditto, Ensign D E. Vanrenen, care of Messrs. Macleod, Fagan, per Ditto
- 1 Parcel, C H Dickens, per Eleanora.
- 1 Ditto, Ensign J Robinson, 60th Regt., care of Col. Stewart, per Larkins
- 2 Cases, E Capes, 1 and 2, per Chieftain.
- 1 Ditto, Marked J C in diamond, 747, per Otters-pool.

R. WALKER, Collr. of Customs.

Calcutta Custom House, the 27th December, 1839.

The Collector has no objection to pass unopened Packages for private use, and not for Sale, provided satisfactory proof of contents and value for levy of duty be afforded at time of Clearance in shape of Invoices, Bills, or Letters of Advice.

In the absence of such documents, parties should depute a person to be present at the opening of Packages.

The Collector has nothing to do with the landing of Packages from Ships, nor with forwarding them to their owners or destination.

এটি তৈয়ারি করণ নিয়মিত পরিমাণ পাতি ব্যবহার করিতে এবং পতি গুটিতে সমান ভাগ আফিম রাখিতে সাবধান হওয়া গিয়াছে আফিম মজদুরের বেহার ও বারাগসের মোকামি ওজনের হিসাব ও ফি চালান হইতে ৬ ছয় সিন্দুক করিয়া কলিকাতায় যে ওজন করা যায় তাহার গড় ওজনের হিসাব বর্ডে পরিমিত নমক ও আফিমের শিকুটিরি সাহেবের দপ্তরখানায় তত্ত্ব করিলে দেখিতে পাওয়া জাইবেক—

১৬ নম্বা। গত দুই সনের পরদায়সি যে চারি সিন্দুক বেহার ও বারাগসের আফিম রাখা গিয়াছে তাহা নিলামের নিবস ধরিদারান লোককে খান জাইবেক তাহা দ্বিগুণ (বপারি) ন বিবেচনা রত পারিবেন যে কি প্রকার নিষিদ্ধ অবস্থায় আফিম রহিয়াছে। আর সকলকে জ্ঞাত করা হইতেছে যে উপরের লিখিত মেকদার সেওয়ায় সাত নিখত পরিমাণ অর্থাৎ

	সিন্দুক
বেহারের খাস পরদায়সি আ	
নম বাবতে সন ১৮৩৮।৩৯ ...	৭৩৬৮
বারাগসের এই ...	৩৯৬৭
এই এই সন ১৮৩৭।৩৮ ...	১৬০০
	৫৫৬৭

জম্মা ... ১২১৩২

কিছু কমিষ্টিক বা বিনিষ্টিক ইমসন নিচের লিখিত তত্ত্বগারিবে অথবা কিছিন্ন অগুনন্দা বিদ্যু হইবেক—

পাটনা বারাগস ওজন			
ইহার	১০ ফিক্রয়ারি	১৬০০	৩২০০
মধ্যে সন	২১ এপ্রিল	২৫০০	৪০০০
১৮৩৭।৩৮	২৬ মে	১৪০০	১০০০
সালের	৩০ জুন	১৮৬৫	২৬৭
১৬০০ সিন্দুক আছে		৭৩৬৫	৫৫৬৭

১৭ নম্বা। অধিকন্তু সকলকে জ্ঞাত করা জাইতে ছ যে সন ১৮১৫ সালের ৭ মার্চ তারিখে ইংরেজ ও ফরাস উভয়ে যে করারনামা করিয়াছেন সেই করারনামার লিখিত যত প্রকরনানুসারে করাসের বাদসাহার তরফ যে এজেন্ট সাহেবান বাঙ্গলায় থাকিবেন কিম্বা তাহার। যে ব্যক্তিবিশেষকে নিযুক্ত করিবেন সেই ব্যক্তি সকল উপরের লিখিত সন ১৮৪০ সালের আনুগরি ফিক্রয়ারি এগারেল মে এবং জুন মাহার ৫ নিলামে যে মেকদার বেহার ও বারাগসের আফিম বিক্রয় হইবার এন্তেহার হইল তাহার মধ্যে ৩০০ সিন্দুক পর্যন্ত আফিম লইবার এজিয়ার রাখেন এই আফিম যে নিলামে অথবা নিলামহায়ের সন্মতিক্রয় হইবেক তাহার গড় মরে লইবেন আর করাসের এজেন্ট সাহেবানের সন মজদুরের মধ্যে জত আফিম লওনের প্রয়োজন হইবেক তাহা সময় জে নিলামে অথবা নিলামহা রেতে লইবেন তাহার নির্ণয় করিয়া এই এন্তেহার

হওনের পর ৩০ দিন নিবসের মধ্যে প্রার্থনা লিপি লিখিবেন যদ্যপি করাসের এজেন্ট সাহেবান উপরের লিখিত মেয়াদ মধ্যে আফিম লওন কারণ কোন প্রার্থনা না করেন তবে উপরের লিখিত সময় ১৮৯৩ সিন্দুক বেহার ও বারাগসের আফিম ধারা মতে নিলামে বিক্রয় হইবেক এবং এই পক্ষে ৫ নিলামে যে মেকদার আফিম বিক্রয় হওনের এন্তেহার হইল তাহার অন্য যে দি করাসের এজেন্ট সাহেবান কোন মেকদার আফিম এই ৫ নিলামের প্রত্যেক অথবা কোন এক নিলামে লইবার দরখাস্ত করেন কিন্তু আফিম মজদুরের কিয়ত মেয়াদ মধ্যে না দেন তবে সেই আফিম বিক্রয় করিবার এজিয়ার সুবে বাঙ্গলায় গবরনর বাহাদুর রাখেন। হয় কি অত আদায়ের মেয়াদ গতে যে নিলাম উপস্থিত হইবেক তাহার নিরূপিত মেকদার বৃদ্ধি করিয়া বিক্রয় করিবেন নতবা এই নিমিত্তে এক সতত্ব নিলাম মোকরর করিয়া বিক্রয় করিবেন—

তিন সত সিন্দুক আফিমের জায়—

	সিন্দুক
বেহারের আফিম ...	২৪৮
বারাগসের আফিম ...	৫২

জম্মা সিন্দুক ... ৩০০

কর র নামা

উপরের লিখিত আফিমের তেজারতের ইংরেজ ও ফরাস বিষয় উভয় সম্মত হইলেন জাতিয়ের মধ্যে এক যে আফিমের প্রত্যেক করার নামার যত আফিম নিলাম কালে করাসের বা করণ—

কিম্বা তাহার। দিগের তরফ যে ব্যক্তি নিযুক্ত হইবেন যত সিন্দুক আফিম লইবার প্রার্থনা করিবেন তত দেওয়া জাইবেক কিন্তু প্রত্যেক বৎসর ৩০০ তিন সত সিন্দুকের অধিক লইতে পারিবেননা যে নিলামের আফিম লইবেন সেই নিলামের গড় মরে লইতে হইবেক আর কোন এক দফায় যে মেকদার আফিমের দরখাস্ত করিবেন কদাচী করাসের বাদসাহের এজেন্ট সাহেবান মেয়াদ মধ্যে তাহা খালাস না করেন তবে সেই আফিম উপরের লিখিত ৩০০ তিন সত সিন্দুকের মধ্যে বাদ পড়িবেক আফিম লইবার দরখাস্ত কলিকাতার গবরনর জনরেল বাহাদুরের নিচিট গবরনমেন্ট গেজেট ধররের কাগজে বিক্রয়ের এন্তেহার হওনের পর ত্রিশ দিবসের মধ্যে দাখিল করিতে হইবেক—

বিমোজিব হুদুম সাহেবান আদিসান বোর্ডে পর মিট নমক ও আফিম—

W. K. YOUNG, Secretary.

Former Sheriff's Re-Sale.

NOTICE is hereby given, that on Thursday, the Ninth day of January next, precisely at the hour of 12 o'Clock at Noon, James Higginson, Esquire, Former Sheriff of Calcutta, will put up to Public Sale, at the Lower Verandah of the Court House, near the

entrance into the Sheriff's Office, by Virtue of a Writ of Venditioni Exposita in his hands against Rajchunder Dutt, the first purchaser having failed to perform the Conditions of Sale,—

The Right, Title, and Interest of the said Rajchunder Dutt, of, in, and to a certain Upper-roomed Brick-built Messuage, Tenement, or Dwelling House, with Bytuckhannah, and piece or parcel of Land or Ground, situate, lying, and being at Pattooreahghattah, in the Town of Calcutta, containing, by estimation, Eighteen Cottahs, be the same a little more or less, and butted and bounded in manner and form following: (that is to say,) on the North by the Tenant-ed Ground and Premises the Property of and belonging to Guuganarain Dutt, on the South and West by the Company's Ditch, and on the East by the Company's Public Lane.

Also, the Right, Title, and Interest of the said Rajchunder Dutt, of, and in all that other Upper-roomed Brick-built Messuage, Tenement, or Dwelling House, situate, lying, and being at Pattooreahghattah aforesaid, containing, by estimation, Four Cottahs, be the same a little more or less, and butted and bounded in manner and form following: (that is to say,) on the North by the House and Premises the Property of and belonging to Oditchurn Dutt, on the South by the House and Premises the Property of and belonging to Gunganarain Dutt, on the West by the Company's Public Lane, and on the East by the House and Premises the Property of and belonging to an Idol, called Takoorbatty.

And also, the Right, Title, and Interest of the said Rajchunder Dutt, of, in, and to all that other piece or parcel of Tenanted Land or Ground, situate, lying, and being at Machouhbazar, Garraatollah aforesaid, containing, by estimation, Seven Cottahs and Eight Chittacks, be the same a little more or less, and butted and bounded in manner and form following: (that is to say,) on the North by the Ground and Premises the Property of and belonging to Totelly Shaik Pattoosh, on the South by the Ground and Premises the Property of and belonging to P. P. Kun Zomadar, on the West by the Company's Ditch, and on the East by the Ground and Premises the Property of and belonging to Khakoo Pattooa.

The Conditions of Sale may be known by applying at the Sheriff's Office.

Late Sheriff's Sales.

NOTICE is hereby given, that on Thursday, the Ninth day of January next, precisely at the hour of 12 o'Clock at Noon, James Young, Esquire, late Sheriff of Calcutta, will put up to Public Sale, at the Lower Verandah of the Court House, near the entrance into the Sheriff's Office, by Virtue of a Writ of Fieri Facias in his hands against Jugguthdoolub Sing,—

Sundry Goods, consisting of Wall-shades, Lanthorns, Pictures, Chairs, a Coach, &c. &c. the Property of and belonging to the said Jugguthdoolub Sing.

The Conditions of Sale and further particulars may be had by applying at the Sheriff's Office.

NOTICE is hereby given, that on Thursday, the Ninth day of January next, precisely at the hour of 12 o'Clock at Noon, James Young, Esquire, late Sheriff of Calcutta, will put up to Public Sale, at the Lower Verandah of the Court House, near the entrance into the Sheriff's Office, by Virtue of a Writ of Fieri Facias in his hands against Khosrowmoney Doss and Radamoney Doss, Daughters, Heiresses and Legal Personal Representatives of Nilmoney Mullick deceased,—

The Right, Title, and Interest of the said Nilmoney Mullick deceased, of, in, and to an Upper-roomed Brick-built Messuage, Tenement, or Dwelling House, No. 102, with a piece or parcel of Land thereunto belonging, containing, by estimation, Eighteen Cottahs, more or less, situate, lying, and being at Motiguh, in

the Town of Calcutta, and butted and bounded follows: (that is to say,) on the West by a Public Drain, on the East by Land of the said Nilmoney Mullick, on the North by a Public Road, and on the South by the House and Land of Buddenauth Seal.

Also, the Right, Title, and Interest of the said Nilmoney Mullick deceased, of, in, and to all that piece or parcel of Tenanted Land, containing, by estimation, Six Cottahs, more or less, adjoining the above House on the East, and butted and bounded as follows: (that is to say,) on the West by the House and Land of the said Nilmoney Mullick, on the East by a piece of Land of Nittanund Dhur, on the North by a Public Road, and on the South by Land of the said Nilmoney Mullick deceased.

Also, the Right, Title, and Interest of the said Nilmoney Mullick deceased, of, in, and to another piece or parcel of Tenanted Land, containing, by estimation, Seven Cottahs, more or less, situate, lying, and being at the same place, and on the South side of the above Land, and butted and bounded as follows: (that is to say,) on the West by a piece of Land of the said Nilmoney Mullick deceased, on the East by Land of Nittanund Dhur, and on the North and South by Land of the said Nilmoney Mullick deceased.

Also, the Right, Title, and Interest of the said Nilmoney Mullick deceased, of, in, and to another piece or parcel of Tenanted Land, containing, by estimation, Three Cottahs, more or less, situate, lying, and being at the same place, and butted and bounded as follows: (that is to say,) on the North and West by Land of the said Nilmoney Mullick deceased, on the South by Land of Buddenauth Seal, and on the East by the House and Land of Gungadhur Pandah.

And also, the Right, Title, and Interest of the said Nilmoney Mullick deceased, of, in, and to all that piece or parcel of Garden Land, together with Two Tanks and several Trees thereon growing, containing, by estimation, Thirty-four Biggas, more or less, situate, lying, and being at Tangrah, in the District of the Twenty-four Pergunnahs, and butted and bounded as follows: (that is to say,) on the South by a piece of Bermoter Land of Daby Bhuttacharjee, on the North partly by Garden Land of Moonshee Ameer and partly by Garden Land of Moonshee Housain, on the East by a Garden of Jaun Sahab, and on the West by Land of Gopey Baboo.

The Conditions of Sale may be known by applying at the Sheriff's Office.

BENGAL BONDED WAREHOUSE ASSOCIATION.—The Proprietors are requested to pay into the Union Bank, on or before the 15th day of January next, an eighth instalment of 10 per cent., or Co.'s Rs. 50 per Share, required to complete the present Building and the purchase of the Ground.

By Order of the Directors,

W. LIMOND, Secy.

Calcutta, Nov. 30, 1839.

BENGAL MILITARY FUND.

IN conformity to the 26th and 27th Article of the Regulations, a General Meeting of the Subscribers of the Military Fund will be held at the House of Mr. Martindell, the Secretary, No. 7, Elysium Row, on Friday, the 24th January next, at 10 o'Clock in the morning, for the election of Directors for the ensuing year, and for the inspection and approval of Accounts of the Fund, and of the Proceedings of the Directors for the past year.

J. W. J. OUSELEY, President.

Calcutta, Military Fund Office,
the 25th November, 1839.

NOTICE is hereby given, that pursuant to a Decree of the Supreme Court of Judicature at Fort William in Bengal, made in these causes bearing date the 24th of October, 1834, the Creditors of the Joint Estate of Nubkissen Mitter, Gopeemohun Mitter and Kistnooant Mitter, and also the separate Creditors of the said Nubkissen Mitter, Gopeemohun Mitter, and Kistnooant Mitter respectively, and of the said Khettermoney Dossee and of Rogomoney Dossee, and of the said Khettermoney Dossee as Widow and Representative of Kistnooant Mitter deceased, and of the said Rogomoney Dossee as Widow and Representative of Gopeemohun Mitter deceased, and also the Creditors of Nubkissen Mitter and Isenchunder Sircar as pretended Executors of Kistnooant Mitter deceased, are hereby required to come before William Patrick Grant, Esquire, the Master of the said Court, on or before the 7th day of January next, and prove and establish their respective debts, otherwise they will be excluded from the benefit of the said Decree.

W. P. GRANT, Master.

Calcutta, Supreme Court, Master's Office, 9th October, 1839.

NATHL. HUDSON, Solicitor for Sreemutty Khettermoney Dossee.

WITH the Sanction of Government, the following Advertisement is published for general information.

by Order of the General Management,

JOHN MOOREEN,

Secy. M. O. S.

Orphan Society's Office, Kidderpore, 1st March, 1839.

ADVERTISEMENT.

It being understood that Public Officers, in ignorance of the existence and nature of the Orphan Press Contract with Government, occasionally employ other Presses to the prejudice of the Orphan Institution, the General Management deem it expedient to publish, for general information, the following extract of a Letter from Mr. Secretary Prinsep, showing that the Orphan Press has the exclusive privilege of Printing for Government.

"I am directed to acknowledge the receipt of your letter of the 6th instant, and in reply to state that it is by no means the intention of the Government to withdraw any part of its printing business from the Orphan School Establishment, or to allow Public Officers to give a preference to other Presses. On the contrary, the Vice President in Council has declared his readiness to enquire into every case in which other Establishments may be employed to the prejudice of the interests of the Orphan School, whenever such may fall under his notice or be made the subject of representation.

(Signed) H. T. PRINSEP,

Secy. to Government Genl. Dept.

Council Chamber, the 7th August, 1832."

NOTICE of Public Sale for Arrears of Revenue, unless intermediately liquidated, at the Collector's Office, Zillah Hooghly, on Tuesday, the 31st December, 1839, corresponding with 17th Poose 1246, B. S.

Name of the Mohal to be sold, in which it is situated, and Number of Lot in Collector's Sale Advertisement.	Recorded Proprietor.	Amount Sadder Jumma.	Arrears of Revenue, including Interest for the Month of May, 1839.	REMARKS.
25. Lot Mundulghaut, Purgunnah Ditto, ...	Dwarkanoth Taccoor, &c....	223988 2 5	1472 1 3	This Land produces Paddy, &c.
26. ,, Duckhinbaur, Ph. Baullah, ...	Nittanund Coondoo Chowdory, &c.	11756 4 10	737 6 5	Ditto.
27. ,, Saukhally, Ph Ditto, ...	Joogulkissore Bissaus, &c.	10148 0 8	798 13 3	Ditto.
28. ,, Baheergurrah, Ph. Balleegurree, ...	Prawnnoeth Chowdoorey, &c. {	7953 1 7 } including Chakran, ...	504 11 4	Ditto.
29. ,, Cooldaho, Ph. Chundercona, ...	Calleepersaud Roy, &c. ...	10794 10 4	691 4 2	Ditto.
30. ,, Lacorbaug, Ph. Ditto, ...	Juggemohun Mookerjee, &c.	11239 7 2	289 8 10	Ditto.
31. ,, Boneepoor, Ph. Ditto, ...	Bissambhur Seel, &c.	10840 7 9	685 9 3	Ditto.
32. ,, Agore, Ph. Ditto, ...	Juggemohun Mookerjee, &c.	10984 10 7	686 3 6	Ditto.

Zillah Hooghly, Collector's Office, 4th December, 1839.

W. H. BELLI, Collector.

NOTICE of Public Sale for Arrears of Revenue, unless intermediately liquidated, at the Collector's Office, Zillah Hooghly, on Tuesday, the 31st December, 1839, corresponding with 17th Poose 1246, B. S.

Names of the Mohal to be sold, and of the Purgunnah in which it is situated, and Number of Lot in Collector's Sale Advertisement.	Recorded Proprietor.	Amount Sadder Jumma.	Arrears of Revenue, including Interest for the Month of May, 1839.	REMARKS.
24. Lot Mamoodpoor, Ph. Chawmoba, ...	Goblod Chunder Bundo-pada, &c.	10661 4 9	1190 1 0	This Land produces Paddy, &c.
25. ,, Bhabadoorpoor, Ph. Balleegurree, ...	Persunno Coomar Taccoor,	16002 0 1	1768 4 9	Ditto.
100. ,, Mancoondah, Ph. Boree, ...	Dwarkanauth Tagore, &c. ...	2331 8 2	232 15 6	Ditto.

Zillah Hooghly, Collector's Office, the 4th December, 1839.

W. H. BELLI, Collector.

NOTICE of Public Sale of Arrears, of Revenue unless intermediately liquidated, at the Collector's Office of Zillah Mymensing, on the 15th January, 1840, or 3d Mang 1246 B S. Wednesday.

Names of Mohals, to be sold, and of the Pesh. in which they are situated, and No of the Lot in the Collector's Sale Advertisement.	Recorded Proprietors.	Amount Sudder Jumma	Arrears of Revenue, including Interest for the Kist of October 1839	REMARKS.
No 28. Pergunah Hossain-shahi, and Joar Hossain-pore, ...	Edmund Kent Hume, Esq., and others, ...	45457 14 6	3823 7 1	
No 30. Do. Mymensing, Hissa 4 Annas, ...	Sambhoochunder Chowdry and others, ...	29653 15 8	1533 8 8	This Mehal is under Bat-warah.
No. 31. Do. Do. Hissa 4 Annas, ...	Tarinikanth Lahoree, &c....	32445 9 11	2676 15 11	Ditto. ditto.
No. 32 Do. Do. Hissa 4 Annas, ...	Narainee Dibbee and others,	32443 8 4	2456 5 10	
No. 61. Do. Pookheree. En-siro Estate, ...	Rani Bhoobun Moi Dibbee and others, ...	75245 6 0	5986 15 5	This Mehal is under Bat-warah.

These Lands produce Paddy, Sugar Cane, Indigo, &c. &c.

Mymensing Collector's Office, the 10th December, 1839.

F. SKIPWITH, Collector.

CIVIL SERVICE ANNUITY FUND.

NOTICE is hereby given, that the Annual General Meeting of the Subscribers to the Civil Service Annuity Fund will be held at the Town Hall, at One o'Clock P. M. on Wednesday, the 1st of January next, for the purpose of auditing the Accounts of the past year, for the election of Five Managers of the Fund for the year 1840, and for the consideration of any other questions that may arise or be referred to the Meeting.

J. P. GRANT,

C. S. A. F. O.,
As 18th November, 1839.

Secretary.

Appendix to the Pay and Audit Regulation.

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3d Ditto, ... Ditto 3 Rupees.

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